



Ohio Board of Nursing

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MEMORANDUM

TO: Ohio Board of Nursing

FROM: Holly Fischer, Chief Legal Counsel

SUBJECT: Follow Up - Chapter 4723-5 Rule Proposals

DATE: November 1, 2021

Chapter 4723-5 Nursing Education Program

- The Advisory Group on Nursing Education met on October 7, 2021 and is recommending the Board consider the following revision to rules discussed at the September Board meeting. If the Board agrees with the revisions, the Board would hold an interested parties meeting, and then file the rules with CSI in early 2022 and potentially conduct a public rule hearing at the March 2022 meeting:

Rule 4723-5-23(B). Revise by adding paragraph (5); revise Rule 4723-5-04 (E)(4) to reflect this change.

Rule 4723-5-23

“(B) If a program has a pass rate on the licensure examination that is less than ninety-five per cent of the national average for first-time candidates, who took the examination within six months of completion of the program, in a calendar year the following shall apply:

(1) After the first year, the program shall establish a plan indicating action steps to improve the NCLEX scores of its graduates, and submit the plan with the annual report;

(2) After two consecutive years, the program shall prepare a report that evaluates the plan of action established after the first year of low NCLEX scores, identify additional steps, and submit the plan with the annual report; and

(3) After three consecutive years, a representative of the board shall conduct a survey visit and the board may take action on the approval status of the program.

(4) After four consecutive years, a representative of the board may conduct a survey visit and the board shall place the program on provisional approval, or, if the program is on conditional approval status, propose to withdraw conditional approval and deny full approval status according to the procedures contained in Chapter 119. of the Revised Code.

(5) During an emergency declared by the state or federal government, or state or local disaster, the board may abstain from changing a program's approval status."

Rule 4723-5-04

“(E) If a program with full approval status fails to meet any of the following requirements, the board shall place the program on provisional approval status for a period of time:

(4) Having pass rates on the licensure examination of less than ninety-five per cent of the national average for first-time candidates for the fourth consecutive year, as specified in paragraph (B){4} of rule 4723-5-23 of the Administrative Code.”

- The Ohio State University College of Nursing, Assistant Dean Wendy Bowles, requested Rule 4723-5-01 and 4723-5-13 be revised to change the minimum time span for clinical course work for an accelerated program from “spanning 52 weeks” to “twelve months.” I discussed the proposal with Dean Bowles, we agreed to have the Advisory Group on Nursing Education review the request at its October 7, 2021 meeting. The Advisory Group requested additional information/research from Dean Bowles to assist them in reviewing the proposal. Dean Bowles indicated she would provide that. This should be added to the agenda for the Advisory Group's first 2022 meeting.