

Adopt Nur 501.01 through Nur 501.03, effective 3/22/13 (Document #10300) and expired 3/22/23, to read as follows:

Nur 501.01 Obligation to Obey.

(a) The ethical standards set forth in this part shall bind all licensees **and certificate holders**, and, as applicable, applicants for a license.

(b) Violations of any of the standards shall be included within the scope of the term "unprofessional conduct" as used in RSA 326-B:37, II(h) and shall result in disciplinary action by the board.

Nur 501.02 Ethical Conduct Standards. A licensee **and certificate holder**, or, as applicable, an applicant for licensing shall:

(a) Perform during nursing care or nursing-related activities only those acts which are within the licensee's competency;

(b) Submit only truthful and correct information in any application or other document filed with or statement made to the board;

(c) Participate in good faith in any mediation recommended by the board;

(d) Promptly, and in any case within 10 business days, inform the board of any disciplinary action taken by a state, regional or national regulatory board or agency;

(e) Promptly, and in all cases within 10 business days, inform the board of any civil action or insurance claim filed against the licensee that alleges malpractice, and promptly inform the board of any decisions made in such civil actions or any claims paid on such insurance claims; and

(f) Obey in good faith and within any time period specified any disciplinary orders issued by the board, including orders requiring the payment of fees or fines.

~~[Nur 501.03 General Ethical Standards. A licensed nurse or nursing assistant shall:]~~

~~[(a)](g) Hold the health and safety of clients to be of first consideration and render to each client the full measure of [his or her] **their** ability as a[n-essential] health care provider;~~

~~[(b)](h) Always strive to perfect, enlarge, and utilize [his or her] **their** knowledge in conjunction with [his or her] **their** professional judgment;~~

~~[(c)](i) Observe the law and uphold the nursing profession;~~

~~[(d)](j) Be truthful and respectful of information received and rendered;~~

~~[(e)](k) Hold confidential the information received from clients and their caregivers;~~

~~[(f)](l) Not agree to practice under terms or conditions which through interference with professional judgment and skill would cause deterioration in the licensee's ability to render safe care at all times; and~~

~~[(g)](m) Fulfill all professional obligations conscientiously.~~

Readopt with amendment Nur 501.04, effective 10/22/15 (Document #10954) and renumber Nur 501.04 and Nur 501.05 as Nur 501.03 and Nur 501.04, to read as follows:

Nur 501.0[4]3 Professional Duties.

(a) An Advanced Practice Registered Nurse (APRN) shall, pursuant to RSA 326-B:11 (III) and RSA 326-B:37, II, (h), be under a professional duty to comply with the requirements of the Controlled Drug Prescription Health and Safety Program, RSA 318-B:31-38, and all administrative rules of the board of pharmacy adopted thereunder.

(b) Pursuant to RSA 318-B:36, the following actions shall result in a disciplinary proceeding and the imposition of sanctions upon an APRN by the board in accordance with its rules:

- (1) Prescribing or dispensing of controlled substances in schedule II-IV without having registered with the program;
- (2) The knowing disclosure of program information by a person authorized to receive it, in a manner that violates RSA 318-B or administrative rules of the board of pharmacy;
- (3) The use of program information by a person authorized to receive it, for a purpose that violates RSA 318-B or administrative rules of the board of pharmacy; or
- (4) Permitting the use or disclosure of program information under control of the nurse by a person not authorized to receive it, in violation of RSA 381-B or administrative rules of the board of pharmacy.

~~[(e) RESERVED]~~

Readopt with amendment Nur 502.02, effective 1/1/17 (Document #12070), to read as follows:

Nur 502.02 Noncompliance with Standards as Unprofessional Conduct. The ethical standards set forth in this part shall bind all licensees, and noncompliance with these standards shall constitute unprofessional conduct as used in NH RSA 326-B:37, II(h). ~~[The board shall investigate violations of these standards and impose disciplinary sanctions for such violation by following the disciplinary procedures set forth in Nur 402, and the hearings procedures in Nur 207.]~~

Readopt with amendment Nur 502.06 and Nur 5207, effective 1/1/17 (Document #12070), to read as follows:

Nur 502.06 Prescription Drug Monitoring Program.

(a) Prescribers required to register with the program under RSA ~~[318-B:31-40]~~ **126-A:91**, or their delegate, shall query the Prescription Drug Monitoring Program (**PDMP**) to obtain a history of schedule II-IV controlled substances dispensed to a patient, prior to prescribing an initial schedule II, III, and IV opioids for the management or treatment of this patient's pain and then periodically and at least twice per year, except when:

- (1) Controlled medications are to be administered to patients in a health care setting;
- (2) The program is inaccessible or not functioning properly, due to an internal or external electronic issue; or
- (3) An emergency department is experiencing a higher than normal patient volume such that querying the program database would materially delay care.

(b) A licensee shall document the exceptions described in (a)(2) and (3) above in the patient's medical record.

Nur 502.07 Medication Assisted Treatment. Licensees who prescribe medication assisted treatment shall adhere to the principles outlined in the “American Society of Addiction Medicine’s National Practice Guideline For the [Use of Medications in the] Treatment of [Addiction Involving] Opioid Use Disorders [(2015)] **2020 focused update**” found at [<https://www.asam.org/docs/default-source/practice-support/guidelines-and-consensus-docs/asam-national-practice-guideline-jam-article.pdf?sfvrsn=0>] https://sitefinitystorage.blob.core.windows.net/sitefinity-production-blobs/docs/default-source/guidelines/npg-jam-supplement.pdf?sfvrsn=a00a52c2_2 as cited in Appendix II.