

The balance of present Art. 43, § 301A(b)(1) now appears in § 7-302 of this subtitle.

7-306. WAIVER OF EXAMINATION.

(A) IN GENERAL.

SUBJECT TO THE PROVISIONS OF THIS SECTION, THE BOARD MAY WAIVE ANY APPROPRIATE EXAMINATION REQUIREMENT OF THIS TITLE FOR AN APPLICANT WHO IS LICENSED OR REGISTERED TO PRACTICE REGISTERED NURSING OR LICENSED PRACTICAL NURSING IN ANY OTHER STATE OR COUNTRY.

(B) CONDITIONS.

THE BOARD MAY GRANT A WAIVER UNDER THIS SECTION ONLY IF THE APPLICANT:

(1) PAYS THE APPLICATION FEE SET BY THE BOARD UNDER § 7-303 OF THIS SUBTITLE; AND

(2) PROVIDES ADEQUATE EVIDENCE THAT:

(I) AT THE TIME THE APPLICANT GRADUATED FROM A NURSING EDUCATION PROGRAM APPROVED IN THE OTHER STATE OR COUNTRY, THE APPLICANT MET THE EDUCATIONAL QUALIFICATIONS THEN REQUIRED BY THE LAWS OF THIS STATE; AND

(II) THE APPLICANT BECAME LICENSED OR REGISTERED IN THE OTHER STATE OR COUNTRY AFTER PASSING IN THAT OR ANY OTHER STATE OR COUNTRY AN EXAMINATION THAT IS SIMILAR TO THE EXAMINATION FOR WHICH THE APPLICANT IS SEEKING THE WAIVER.

REVISOR'S NOTE: This section is new language derived without substantive change from Art. 43, §§ 295(c) and 296(d). Its revision is patterned after the standard language used throughout this title for provisions that allow or require waiver of examination requirements.

Subsection (b)(2)(ii) of this section is new language added to state expressly that which presently is only implied in the law -- i.e., that an applicant for an examination waiver under this section must have passed an examination that is similar to the examination for which the applicant is seeking the waiver.

In subsection (b)(2)(ii) of this section, the phrase "or any other state or country" is added to conform to the current practice of the Board, which provides expressly that a registered nurse or licensed practical nurse who passed a licensing examination in one state or country, and who was then waived into a second state or