AN ACT

CONCERNING THE AUTHORITY OF THE GOVERNOR TO APPOINT A NURSE IN GOOD STANDING TO THE
STATE BOARD OF NURSING WHEN THERE IS NOT A CANDIDATE AVAILABLE WHO MEETS THE
EXISTING REQUIREMENTS FOR APPOINTMENT.

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. 12-38-104 (1), Colorado Revised Statutes, is amended BY THE
ADDITION OF A NEW PARAGRAPH to read:

12-38-104. State board of nursing created. (1) (d) NOTWITHSTANDING THE
PROVISIONS OF THIS SUBSECTION (1) TO THE CONTRARY, IF, AS DETERMINED BY THE
GOVERNOR, AN APPROPRIATE APPLICANT FOR MEMBERSHIP ON THE BOARD
Pursuant to Paragraph (a) of This Subsection (1) IS NOT AVAILABLE TO SERVE
ON THE BOARD FOR A PARTICULAR TERM, THE GOVERNOR MAY APPOINT A NURSE
WHOSE LICENSE IS IN GOOD STANDING TO FILL THE VACANCY FOR THE LENGTH OF
THAT TERM. AT THE END OF SUCH TERM, IF THE GOVERNOR, AFTER A GOOD FAITH
ATTEMPT, CANNOT FIND AN APPROPRIATE APPLICANT PURSUANT TO PARAGRAPH (a)
OF THIS SUBSECTION (1), THE GOVERNOR MAY APPOINT A NURSE WHOSE LICENSE IS
IN GOOD STANDING TO FILL THE VACANCY FOR ONE TERM.

SECTION 2. Safety clause. The general assembly hereby finds, determines,
and declares that this act is necessary for the immediate preservation of the public
peace, health, and safety.

Approved: April 24, 2006

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Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.