

Introduced by

Representatives Tveit, Fisher, Kasper, K. Koppelman, Paulson

Senators Clemens, O. Larsen, Luick

(Approved by the Delayed Bills Committee)

1 A BILL for an Act to create and enact a new section to chapter 43-12.1, a new section to chapter
2 43-15, and a new section to chapter 43-17 of the North Dakota Century Code, relating to
3 disciplinary actions by the board of nursing, board of pharmacy, and board of medicine; and to
4 provide an effective date.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1.** A new section to chapter 43-12.1 of the North Dakota Century Code is created
7 and enacted as follows:

8 **Limitations on disciplinary actions.**

9 The board may not take disciplinary action against an advanced practice registered nurse
10 based solely on the advanced practice registered nurse prescribing or dispensing ivermectin for
11 the off-label treatment or prevention of severe acute respiratory syndrome coronavirus 2
12 identified as SARS-CoV-2, or any mutation or viral fragments of SARS-CoV-2. This section does
13 not limit the board from taking a disciplinary action on another basis, such as unlicensed
14 practice, inappropriate documentation, or substandard care, or any basis that would in the
15 board's determination harm the patient.

16 **SECTION 2.** A new section to chapter 43-15 of the North Dakota Century Code is created
17 and enacted as follows:

18 **Limitations on disciplinary actions.**

19 The board may not take disciplinary action against a pharmacist based solely on the
20 pharmacist dispensing ivermectin for the off-label treatment or prevention of severe acute
21 respiratory syndrome coronavirus 2 identified as SARS-CoV-2, or any mutation or viral
22 fragments of SARS-CoV-2. This section does not limit the board from taking a disciplinary action
23 on another basis, such as unlicensed practice, inappropriate documentation, or substandard
24 care, or any basis that would in the board's determination harm the patient.

1 **SECTION 3.** A new section to chapter 43-17 of the North Dakota Century Code is created
2 and enacted as follows:

3 **Limitations on disciplinary actions.**

4 The board may not take disciplinary action against a licensee based solely on the licensee
5 prescribing or dispensing ivermectin for the off-label treatment or prevention of severe acute
6 respiratory syndrome coronavirus 2 identified as SARS-CoV-2, or any mutation or viral
7 fragments of SARS-CoV-2. This section does not limit the board from taking a disciplinary action
8 on another basis, such as unlicensed practice, inappropriate documentation, or substandard
9 care, or any basis that would in the board's determination harm the patient.

10 **SECTION 4. EFFECTIVE DATE.** This Act becomes effective upon its filing with the
11 secretary of state.