

TITLE 3: HUMAN RESOURCES
DIVISION 2: HEALTH

§ 2313. Violations and Penalties.

(a) *Violations.* No person shall:

(1) Engage in the practice of nursing as defined in this chapter without a valid, current license, except as otherwise permitted under this chapter;

(2) Practice nursing under cover of any diploma, license or record illegally or fraudulently obtained, signed or issued unlawfully or under fraudulent representation;

(3) Practice nursing during the time a license is suspended, revoked surrendered, inactive or lapsed;

(4) Use any words, abbreviations, figures, letter, title, sign, card or device tending to imply that he or she is a Registered Nurse, Licensed Practical/Vocational Nurse, Certified Technician, Certified Nursing Assistant, Advanced Practice Registered Nurse unless such person is duly licensed so to practice under the provision of this chapter;

(5) Fraudulently obtain or furnish a license by or for money or any other thing of value;

(6) Knowingly employ unlicensed persons in the practice of nursing;

(7) Fail to report information relating to violations of this chapter;

(8) Conduct a nursing education program for preparation for licensure under this chapter unless the program has been approved by the Board; or

(9) Otherwise violate, or aid or abet another person to violate, any provision of this chapter.

(b) *Penalties.* A willful and knowing violation of this section shall be punishable by a fine of not more than \$300 for the first offense. Each subsequent offense shall be punishable by a fine of not more than \$1,000, or by imprisonment for not more than one year, or both. A license to practice nursing such as a Registered Nurse, Licensed Practical/Vocational Nurse, Certified Technician, Certified Nursing Assistant, and Advanced Practice Registered Nurse shall be suspended after a first offense. After a second offense, the license shall be permanently revoked.

(c) *Criminal Prosecution.* Nothing in this chapter shall be construed as a bar to criminal prosecution for violation of the provisions of this chapter.

Source: PL 14-62, § 2 (2313).