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2nd SESSION, 63rd GENERAL ASSEMBLY  
Province of Prince Edward Island  
57 ELIZABETH II, 2008

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**CHAPTER 51**

(Bill No. 46)

**An Act to Amend the Licensed Practical Nurses Act**

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Honourable Doug W. Currie  
Minister of Health

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GOVERNMENT BILL

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## CHAPTER 51

### An Act to Amend the Licensed Practical Nurses Act

(Assented to December 3, 2008)

BE IT ENACTED by the Lieutenant Governor and the Legislative Assembly of the Province of Prince Edward Island as follows:

**1. Section 6 of the *Licensed Practical Nurses Act R.S.P.E.I. 1988, Cap. L-10.1* is amended**

**(a) in clause (3)(a), by the deletion of the words “, including fees”; and**

**(b) by the addition of the following after subsection (3):**

(4) The Board may make, amend and revoke bylaws, not inconsistent <sup>Bylaws</sup> with this Act, relating to the management and operation of the Board, including bylaws respecting

- (a) the election or appointment, terms of office, duties and remuneration of officers of the Board;
- (b) the calling and conduct of meetings of the Board;
- (c) the establishment and operation of committees of the Board;
- (d) the making, amendment and revocation of bylaws of the Board;
- (e) the fees that are payable by an applicant
  - (i) under subsection 10(3) for an application, examination and registration,
  - (ii) under subsection 13(2) for the renewal of a license, or
  - (iii) under subsection 14(2) for the reinstatement of a lapsed registration and license; and
- (f) the late payment penalty that may be imposed by the Board under subsection 14(2).

**2. Subsection 8(1) of the Act is amended by the deletion of the word “select” and the substitution of the words “elect or appoint”.**

**3. Subsection 10(3) of the Act is amended by the deletion of the words “and paid the prescribed fee” and the substitution of the words “and paid the required application, examination, and registration fees established by the bylaws”.**

**4. Clause 13(2)(c) of the Act is amended by the deletion of the words “prescribed renewal fee” and the substitution of the words “license renewal fee established by the bylaws”.**

**5. Section 14 of the Act is amended**

**(a) in subsection (1), by the addition of the words “or hold a license” after the word “registered”;**

**(b) by the repeal of subsections (2) and (3) and the substitution of the following:**

Application for registration and license after lapse

(2) A person whose registration and license have lapsed under subsection (1) for three years or less may apply to the Board to have his or her registration and license reinstated.

*Idem*

(3) Subject to subsection 10(2), the Board shall register and issue a license to a person who makes an application under subsection (2) if the person

(a) meets the prescribed requirements for currency and continuing development of professional competency; and

(b) pays the application fee and registration fee established by the bylaws,

and, where required by the Board, the late payment penalty established by the bylaws.

*Idem*

(4) Where

(a) the registration and license of a person have lapsed under subsection (1) for more than three years; and

(b) the person wishes to be registered again and issued a new license,

the person shall apply to the Board as an initial applicant under section 10.

**6. This Act comes into force on a date that may be fixed by proclamation of the Lieutenant Governor in Council.**

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Act**

<i>STAGE:</i>	<i>DATE:</i>
<i>1st Reading:</i>	November 12, 2008
<i>2nd Reading:</i>	November 26, 2008
<i>To Committee:</i>	November 26, 2008
<i>Reported:</i>	November 26, 2008
<i>3rd Reading and Pass:</i>	December 3, 2008
<i>Assent:</i>	December 3, 2008

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