

State Board of Nursing for South Carolina

Section VI

Administrative Denial of Licensure Statement

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Administrative Denial of Licensure

S.C. Code Ann. §40-1-130 and §40-33-935 and 91-19.c provide that the Board may deny an authorization to practice to an applicant or lapsed licensee who has committed an act that would be grounds for disciplinary action. This policy is adopted by the Board in order to assist staff, applicants, lapsed licensees and others in determining a person's eligibility for licensure based upon prior criminal conviction, pending criminal charge, current board of nursing disciplinary sanction or pending board action. (Revised July 25, 2002)

POLICY:

In accordance with S.C. Code Ann. §40-1-130, §40-1-50(f), §40-1-110, §40-1-140, §40-33-931, §40-33-935 and Regulation 91-19(c) the Board has determined that criminal convictions or pending criminal charges for any of the following crimes should be treated as prima facie evidence that an applicant or lapsed licensee is unfit or unsuited to engage in the profession of nursing:

1. Crimes of violence (e.g., murder, manslaughter, criminal sexual assault, crimes involving the use of deadly force, assault and battery of a high and aggravated nature, assault and battery with intent to kill),
2. Crimes occurring within 5 years of the application date involving the distribution of illegal drugs,
3. Crimes occurring within 5 years of the application date that involve Moral Turpitude (excluding fraudulent checks, shoplifting, petit larceny and other crimes not deemed to raise a substantial question as to the qualifications and fitness of the applicant or lapsed licensee).

Furthermore, the Board has determined that current boards of nursing disciplinary sanctions, current licensure restrictions (including but not limited to suspension, revocation, probation, practice restrictions or other actions) or pending board actions should be treated as prima facie evidence that an applicant or lapsed licensee has failed to demonstrate they have met all the requirements for license to practice nursing in South Carolina.

NCLEX-RN EXAMINATION

Application to Test

Applicants for RN licensure in South Carolina are eligible to take the NCLEX-RN examination upon submitting evidence to the South Carolina Department of Labor, Licensing and Regulation, Board of Nursing, that a course of study in an approved nursing program has been completed. During the final semester, application packets are distributed to graduating students. It is the student's responsibility to complete the application process as directed in the packet.

Request for Additional Information from the Applicant by the Board

1. If there are questions as to the anticipated need to report a specific violation/conviction, disciplinary action, treatment for chemical dependency, or a psychiatric or mental health condition, you may call the South Carolina Department of Labor, Licensing and Regulation, Board of Nursing, at (803) 896-4550 and speak with the program nurse consultant.
2. The applicant has been convicted of a crime(s) prior to the application for licensure and/or has had any disciplinary action taken against a nursing permit or license by another Board of Nursing.
3. The applicant has been diagnosed or treated for a chemical dependency (alcohol/drugs) and/or a psychiatric or mental health condition.
4. Fact sheets describing the documentation needed to be eligible for licensure under these circumstances are available upon request in the Office of Student Services, room 216.

Cost of Licensure

The cost for licensure in South Carolina is \$97.00. The NCLEX RN examination fee is \$200.00. To schedule an appointment online with L-1 Enrollment Services for the Criminal Background Check, please visit <http://www.L1enrollment.com> or call 1-877-254-2366, the cost is \$54.25.

Applicants with a prior conviction and those who seek modifications to administration of the licensure exam due to physical or mental and/or a specific learning disability should contact the South Carolina Board of Nursing consultant for the exam at least three months prior to graduation.