

**State Board of Examiners for Nurses, Power of. Nurses,
State Board of Examiners Power of. Power, of State Board
of Examiners for Nurses. Schools, Training for Nurses.
Training School, for Nurses.**

The state board of examiners for nurses is not vested with authority to determine who shall or shall not attend a school for the training of nurses, nor to settle disputes between the school and the student.

January 18, 1916.

Miss Margaret Hughes,

President State Board of Examiners for Nurses,
Helena, Montana.

Dear Madam:

I am in receipt of your letter of the 17th instant, submitting the question:

As to what, if any, jurisdiction, the State Board of Examiners for Nurses has in cases where a student in a training school has been dismissed from such school?

I am also in receipt of your other letter of the same date, submitting the following question:

As to what, if any, protection the public has from persons claiming to be trained nurses, who are not in fact what they claim to be?

Chapter 50, Session Laws of 1913, in Section 4 thereof, provides that the President of the Board of Examiners for Nurses shall be inspector of training schools, and in Section 6 thereof, it is made the duty of such president to report the schools which "shall provide courses of instruction in the subjects required by the Board." The Board does not appear to be given any authority over such schools in any manner, except to ascertain whether the prescribed course of instruction has been followed therein. The question as to who may or may not attend the school as a student, is one between the school and the student, and is not a question within the jurisdiction or province of the Board.

The protection afforded the public from persons falsely claiming to be trained or certified nurses, is given in Section 13 of said Chapter 50, which prohibits anyone from practicing nursing "as a trained, graduate or registered nurse without a certificate as herein provided for," and any person violating this provision is declared guilty of a misdemeanor, and may be prosecuted on a complaint filed, the same as for any other misdemeanor. The public may, therefore, be protected by demanding of the person who claims to be a trained, graduated or registered nurse, the certificate of authority issued by the State Board.

Yours very truly,
J. B. POINDEXTER,
Attorney General.