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May 12, 1961

Mrs. Zona B. Brierley, R.N.,
Executive-Secretary-Administrator
Arizona State Board of Nurse Registration
and Nursing Education
427 State Capitol Building
Phoenix, Arizona

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ARIZONA ATTORNEY GENERAL

Dear Mrs. Brierley:

You have asked our opinion on the following question:

"Would a nurse working under the authority of a temporary permit as set forth in A.R.S. § 32-1635 be entitled to coverage by the American Nurses' Association's Registered Nurses' Professional Liability Insurance?"

A.R.S. § 32-1635 states:

"§ 32-1635. Temporary permit to practice professional nursing

In its discretion the board may issue a temporary permit to practice professional nursing to an applicant who, in the opinion of the board, meets all requirements for licensing except the passing of the examination or completion of formal proof of qualification for licensing without examination."

If the Board, in its discretion, has issued to an applicant a temporary permit to practice professional nursing, the holder of this temporary permit for all intent and purposes is a practicing professional or registered nurse until such permit is revoked.

We are therefore of the opinion that a nurse working under the above authority would be entitled to coverage under the group professional liability insurance during the term of said temporary permit. However, this opinion is being rendered under the assumption that there is no prohibition described in the declarations which are a part of the policy which might restrict its coverage to license holders only.

Very truly yours,

ROBERT W. PICKRELL, The Attorney General

JOHN J. CASEY
Assistant Attorney General

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