

§ 57.2401

patients receiving medical care in such practice, a substantial portion will consist of persons who are migratory agricultural workers or members of their families. The Secretary will take into consideration in determining whether to grant a waiver under this paragraph the extent to which the individual has problems of a personal nature, e.g., physical or mental disability, terminal illness in the family, or need for financial support that cannot be supplied by the required service, which intrude upon the individual's ability to perform the required service in the specified shortage area.

(f) The Secretary may extend the period (prescribed in § 57.2209(b)) within which an individual must complete the practice required pursuant to § 57.2209(a) for a period not to exceed one year where the Secretary finds that (1) such individual is unable to complete such practice within such period because of a temporary physical or mental disability, or (2) completion by such individual of such practice within such period would involve extreme hardship to such individual and that failure to so extend such period would be against equity and good conscience.

Subpart X [Reserved]

Subpart Y—Grants for Nurse Practitioner and Nurse Midwifery Programs

AUTHORITY: Sec. 215 of the Public Health Service Act, 58 Stat. 690, as amended, 63 Stat. 35 (42 U.S.C. 216); sec. 822(a) of the Public Health Service Act, 89 Stat. 361, as amended by 99 Stat. 394-395 and 548 (42 U.S.C. 296m).

§ 57.2401 Applicability.

The regulations of this subpart are applicable to the award of grants to public or private nonprofit schools of nursing and public health, public or private nonprofit schools of medicine which received grants under section 822(a) of the Public Health Service Act (42 U.S.C. 296m) prior to October 1, 1985, public or private nonprofit hospitals, and other public or private nonprofit entities under section 822(a) to meet the cost of projects to (a) plan, develop, and operate, (b) expand, or (c) maintain

42 CFR Ch. I (10-1-99 Edition)

programs for the education of nurse practitioners or nurse midwives.

[57 FR 45741, Oct. 5, 1992]

§ 57.2402 Definitions.

As used in this subpart:

(a) *Act* means the Public Health Service Act, as amended.

(b) *Secretary* means the Secretary of Health and Human Services and any other officer or employee of the Department of Health and Human Services to whom the authority involved has been delegated.

(c) *Council* means the National Advisory Council on Nursing Education and Practice (established by section 851 of the Act).

(d) *School of nursing* means a collegiate associate degree, or diploma school of nursing.

(e) *Collegiate school of nursing* means a department, division, or other administrative unit in a college or university which provides primarily or exclusively a program of education in professional nursing and allied subjects leading to the degree of bachelor of arts, bachelor of science, bachelor of nursing, or to an equivalent degree, or to a graduate degree in nursing, and including advanced education related to such program of education provided by such school, but only if such program, or such unit, college or university is accredited as provided in section 853(6) of the Act.

(f) *Associate degree school of nursing* means a department, division or other administrative unit in a junior college, community college, college, or university which provides primarily or exclusively a 2-year program of education in professional nursing and allied subjects leading to an associate degree in nursing or to an equivalent degree, but only if such program, or such unit, college, or university is accredited as provided in section 853(6) of the Act.

(g) *Diploma school of nursing* means a school affiliated with a hospital or university, or an independent school, which provides primarily or exclusively a program of education in professional nursing and allied subjects leading to a diploma or to equivalent indicia that such program has been satisfactorily completed, but only if such program, or such affiliated school or

such hospital or university or such independent school is accredited as provided in section 853(6) of the Act.

(h) *School of medicine* means a school which provides education leading to a degree of doctor of medicine and which is accredited by a recognized body or bodies approved for such purpose by the Secretary of Education.

(i) *School of public health* means a school which provides education leading to a graduate degree in public health and which is accredited by a recognized body or bodies approved for such purpose by the Secretary of Education.

(j) *Nonprofit* refers to the status of an entity which is a corporation or association or is owned and operated by one or more corporations or associations no part of the net earnings of which inures, or may lawfully inure, to the benefit of any private shareholder or individual.

(k) *State* means, in addition to the several States, the District of Columbia, the Commonwealth of Puerto Rico, the Commonwealth of the Northern Mariana Islands, the Virgin Islands, Guam, American Samoa, the Republic of Palau, the Republic of the Marshall Islands, and the Federated States of Micronesia.

(l) *Program director* means a qualified individual designated by the grantee and approved by the Secretary who is to be functionally responsible for the education program being supported under this subpart.

(m) *Project period* means the total time for which support for a project has been approved, including any extensions thereof.

(n) *Budget period* means the interval of time into which the approved activity is divided for budgetary and reporting purposes.

(o) *Programs for the education of nurse practitioners or nurse midwives* means full-time educational programs for registered nurses (irrespective of the type of school of nursing in which the nurses received their training) which meets the guidelines prescribed by the Secretary in the Appendix to this subpart and which has as its objective the education of nurses (including pediatric and geriatric nurses) who will, upon completion of their studies in

such programs, be qualified to effectively provide primary health care, including primary health care in homes and in ambulatory care facilities, long-term care facilities (where appropriate), and other health care institutions.

(p) *Nurse practitioner* means a registered nurse who has successfully completed a formal program of study designed to prepare registered nurses to perform in an expanded role in the delivery of primary health care including the ability to:

(1) Assess the health status of individuals and families through health and medical history taking, physical examination, and defining of health and developmental problems;

(2) Institute and provide continuity of health care to clients (patients), work with the client to insure understanding of and compliance with the therapeutic regimen within established protocols, and recognize when to refer the client to a physician or other health care provider;

(3) Provide instruction and counseling to individuals, families, and groups in the areas of health promotion and maintenance, including involving such persons in planning for their health care; and

(4) Work in collaboration with other health care providers and agencies to provide, and where appropriate, coordinate services to individuals and families.

(q) *Nurse-midwife* means a registered nurse who has completed a formal program of study designed to prepare registered nurses to perform in an expanded role in the delivery of primary health care to women and babies including the management of normal antepartum, intrapartum, and postpartum care as well as family planning and gynecology.

(r)(1) *Primary health care* means care which may be initiated by the client or provider in a variety of settings and which consists of a broad range of personal health care services including:

(i) Promotion and maintenance of health;

(ii) Prevention of illness and disability;

(iii) Basic care during acute and chronic phases of illness;

§ 57.2403

- (iv) Guidance and counseling of individuals and families;
- (v) Referral to other health care providers and community resources when appropriate; and
- (vi) Nurse midwifery services (when appropriate).

(2) In providing such services—

- (i) The physical, emotional, social, and economic status, as well as the cultural and environmental backgrounds, of individuals, families, and communities (where applicable) are considered;
- (ii) The client is provided access to the health care system; and
- (iii) A single provider or team of providers, along with the client, is responsible for the continuing coordination and management of all aspects of basic health services needed for individual and family care.

[43 FR 43416, Sept. 25, 1978, as amended at 52 FR 27342, July 21, 1987; 57 FR 45741, Oct. 5, 1992; 61 FR 6126, Feb. 16, 1996]

§ 57.2403 Eligibility.

(a) *Eligible applicants.* To be eligible for a grant under this subpart the applicant shall:

(1) Be a public or private nonprofit school of nursing or public health, a public or private nonprofit school of medicine which received grants under this subpart prior to October 1, 1985, public or private nonprofit hospital; or other public or private nonprofit entity; and

(2) Be located in a State.

(b) *Eligible projects.* A grant under this subpart may be made to an eligible applicant to meet the cost of:

(1) A project to plan, develop, and operate a program for the education of nurse practitioners or nurse midwives (which will be in operation no later than 12 months after the award of a grant under this subpart);

(2) A project to expand a program for the education of nurse practitioners or nurse midwives through one or a combination of the following activities:

- (i) A planned increase in student enrollment;
- (ii) The addition to the program of one or more fields of clinical practice;
- (iii) The addition of a new education site for the total program; or

42 CFR Ch. I (10–1–99 Edition)

(3) A project to maintain a program for the education of nurse practitioners and nurse midwives.

[43 FR 43416, Sept. 25, 1978, as amended at 52 FR 27343, July 21, 1987; 57 FR 45741, Oct. 5, 1992]

§ 57.2404 Application.

(a) Each eligible applicant desiring a grant under this subpart shall submit an application in such form and at such time as the Secretary may prescribe.

(b) The application shall be executed by an individual authorized to act for the applicant and to assume on behalf of the applicant the obligations imposed by the terms and conditions of any award, including the regulations of this subpart.

(c) In addition to such other pertinent information as the Secretary may require, an application for a grant under this subpart shall contain the following:

(1) A full and adequate description of the proposed project, including:

(i) Information concerning the need for and significance of the proposed project.

(ii) A description of the setting in which the education program will be conducted and the primary health care needs to which such program will be responsive.

(iii) A detailed description of the planning and developmental activities to be carried out or which have been accomplished by the applicant.

(iv) A detailed time plan for each year of the project period, identifying target dates for project activities and including any plans for continuing such activities beyond the project period.

(v) A description of specific measurable objectives for the proposed project consistent with the purposes of section 822 of the Act.

(vi) A detailed plan for achieving the stated objectives of the proposed project.

(vii) A description of the program curriculum, including course content and the number of hours of classroom instruction, supervised laboratory, and clinical practice.

(viii) A plan and methodology for evaluating the education program in