

Texas Board of Nursing
 §217.19 Incident-Based Peer Review (IBPR) & §217.20 Safe Harbor Peer Review (SHPR)
 Statute and Rule References
 May 2008

Statute Sections	Rule Sections	Subject Content
	§217.19(d)(5)	Attorney or Another Nurse May Accompany Nurse to Peer Review Hearing
§303.005(a-1)	§217.19(a)(2), (j); §217.20(a)(2), (f)(1)(A), (j)(2) &(4)(C)	“Bad Faith” as relates to Peer Review
§301.401(1)	§217,19(d)(2)(C)	Conduct Subject to Reporting (also see “Impaired Practice”)
§303.006, §303.007, §303.0075	§217.19(h) §217.20(j)(3)	<i>Confidentiality of Proceedings</i>
	217.19(d)(3)(B)	CNO/Nurse Administrator/Nurse with Administrative Authority over the nurse Can Attend the PR Hearing <i>only</i> as fact witness
	§217.19(l)(2) §217.20(j)	<i>CNO/Nurse Administrator Responsible/ Peer Review must be in “good faith”</i>
§301.402, §301.407	§217.11(1)(K); §217.19(j)	Duty of Nurse to Report
§301.403	§217.19(i); §217.20(f)	Duty of Peer Review Committee to Report
§301.405(b)	§217.20(j)(4)(C)	Employer’s Duty to Report
§301.410(b), §§301.4105-4106	§217.19 (d)(2)(C), (e)(2), (f)(2)-3), (g)	Impaired Practice
Ch. 303 Nsg Peer Review Law (NPR)	§217.19(d), (f); §217.20(e)(2), (f), (h) & (i)(3)-(4)	Minimum Due Process; Exclusions to Due Process and/or Safe Harbor Protections
§301.401(4), §301.403(b)	§217.16; § 217.19(i)(3)(A)	<i>Minor Incidents</i>
	§217.19(d)(5)	<i>Nurse’s Right to Representation</i>
§301.405(c); §303.001(4-a), §303.011(b); §303.0075	§217.19(a)(13), (i)(5)-(6) §217.20(a)(13)	Patient Safety Committee
§303.005(i)	§217.20(h)(1)	Policy Required Informing Nurses of Right to Request Safe Harbor Peer Review
§301.402(f), §301.352, §301.413;§303.005(c), (d), & (h); §303.009	§217.20(e)(2)-(3), (i)(3)	Protection for Refusal to Engage in Certain Conduct/ Retaliation Prohibited
§303.005	§217.20(d), (e)(1)(A)-(B)	Request for Peer Review Committee Determination/ Invoking Safe Harbor
§303.0015 §303.003	§217.19(c) §217.20(c), (h)(2)	Requirement for Peer Review Plan if Use Minimum # of Nurses/ <i>Committee Membership</i>
	§217.19(d)(3), (i)(5)(B) §217.20(e)(2)(C), (i)(3), and (i)	Time Frames Related to Peer Review Processes
	§217.16(g)(2); §217.19(e), §217.20(k)	<i>Use of Smaller Workgroup of Peer Review Committee</i>
§301.4025	§217.19(m), §217.20(l)	Whistleblower Protections