

West's Annotated Mississippi Code
Title 73. Professions and Vocations
Chapter 15. Nurses
Article 1. Regulation of Practice of Nursing

Miss. Code Ann. § 73-15-35

§ 73-15-35. Enjoining violations of statute

Currentness

The practice of nursing as a registered nurse or the practice of nursing as a licensed practical nurse by any person who has not been issued a license or who does not hold the privilege to practice under the provisions of this article, or whose license or privilege to practice has been suspended or revoked, or has expired and not been reinstated, or has negligently or willfully practiced nursing in a manner that fails to meet generally accepted standards of such nursing practice, is declared to be a danger to the public health and welfare and shall be enjoined through appropriate court action. In addition to and not in lieu of any other civil, criminal or disciplinary remedy, the Attorney General, the Board of Nursing or the prosecuting attorney of any county where a person is practicing or purporting to practice as a registered nurse or as a licensed practical nurse in violation of this article may, in accordance with the laws of this state governing injunctions, maintain an action to enjoin that person from practicing as a registered nurse or a licensed practical nurse until in compliance with this article. The court may issue a temporary injunction without notice or without bond enjoining a defendant from further practicing as a registered nurse or a licensed practical nurse. If it is established to the satisfaction of the court that the defendant has been or is practicing as a registered nurse or a licensed practical nurse without being licensed or privileged to practice and in good standing as provided herein, the court may enter a decree perpetually enjoining the defendant from such further activities, and a subsequent violation of which may be considered as contempt of court by any court of competent jurisdiction. Such injunction and contempt proceedings may be in addition to and not in lieu of any other penalties and remedies provided by this article.

Credits

Laws 1970, Ch. 420, § 18; Laws 1981, Ch. 449, § 15; Laws 1983, Ch. 485, § 17; Laws 1991, Ch. 465, § 17, eff. July 1, 1991; Laws 2000, Ch. 482, § 11, eff. July 1, 2000. Amended by Laws 2006, Ch. 343, § 5, eff. July 1, 2006.

Miss. Code Ann. § 73-15-35, MS ST § 73-15-35

The Statutes and Constitution are current through the 2017 Regular and First Extraordinary Sessions. The statutes are subject to changes provided by the Joint Legislative Committee on Compilation, Revision and Publication of Legislation.

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