



APA-2  
11/96

**ALABAMA BOARD OF NURSING**

**NOTICE OF INTENDED ACTION**

**AGENCY NAME:** Alabama Board of Nursing

**RULE NO. & TITLE:** Rule 610-X-3-.06, Deficiencies

**INTENDED ACTION:** The Alabama Board of Nursing proposes to amend the regulations related to deficiencies on national licensure examination scores.

**SUBSTANCE OF PROPOSED ACTION:** The Alabama Board of Nursing proposes to amend Administrative Code, Rule 610-X-3-.06, Deficiencies. A copy of the proposed amended rule may be found on the Board's web site, [www.abn.alabama.gov](http://www.abn.alabama.gov), under "laws" and then "proposed rule changes." The proposed changes clarify requirements for the time period a nursing education program has to correct deficiencies related to the national licensure exam scores.

**TIME, PLACE, MANNER OF PRESENTING VIEWS:** Written or oral comments will be received by the Board of Nursing until 4:30 P.M. on Monday, June 4, 2012. Verbal or written comments should be directed to N. Genell Lee, Executive Officer, at P.O. Box 303900, Montgomery, AL 36130-3900 or via electronic mail at [Genell.Lee@abn.alabama.gov](mailto:Genell.Lee@abn.alabama.gov) or via telephone at 334-293-5210.

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:**  
The record closes at 4:30 P.M. on Monday, June 4, 2012.

**CONTACT PERSON AT AGENCY:** N. Genell Lee, Executive Officer.



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Executive Officer

# ALABAMA BOARD OF NURSING

## RULE 610-X-3-.06

### DEFICIENCIES

#### Rule 610-X-3-.06 Deficiencies

(1) The Board shall conduct surveys and evaluations as often as necessary to determine compliance with all standards set forth in Chapter 610-X-3.

(2) The Board shall, upon determining that a program is not in compliance with standards set forth in Chapter 610-X-3, provide to the governing institution administrator and nursing program administrator a written notice of deficiencies that establishes a reasonable time, based upon the number and severity of deficiencies, to correct deficiencies.

(3) A nursing education program that receives a Notice of Deficiency from the Board shall establish a written plan within the specified time and provide reports to the Board as requested to document progress in removing deficiency (ies).

(4) The Board shall conduct a hearing for any program that fails to correct identified deficiencies within the time specified by the Board. The Board may:

(a) Withdraw approval from the nursing education program resulting in graduates being ineligible to take the licensing examination.

(b) Continue approval of the nursing education program for a specified time period.

(c) Direct the nursing program administrator to notify students in writing of the Board's decision.

(5) Beginning with Fiscal Year 2015 national licensure examination pass rates, approved nursing education programs that fail to meet the three-year rolling average of 80% for first time writers shall have the following time frame to correct the deficiency:

(a) Registered nursing education programs shall have two years from receipt of the Notice of Deficiency.

(b) Practical nursing education programs shall have one year from receipt of the Notice of Deficiency.

(c) Provisionally approved nursing education programs shall have one year from receipt of the Notice of Deficiency.

**Author:** Alabama Board of Nursing

**Statutory Authority:** Code of Ala. 1975, §34-21-5

**History:** September 27, 1982. Amended May 6, 1985. Amended May 23, 1997. **Repealed and Replaced:** Filed July 22, 2002. Effective August 26, 2002. **Amended:** Filed September 25, 2006. Effective October 31, 2006. **Amended:** Filed September 21, 2007. Effective October 26, 2007. **Amended:** Filed May 16, 2008. Effective June 20, 2008. **Amended:** Filed November 19, 2010. Effective December 24, 2010. Proposed amended rule filed April 20, 2012.