

APA-1
11/96

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 610 Department or Agency Alabama Board of Nursing
Rule No. 610-X-3-.11
Rule Title Withdrawal of Approval
X New Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer *Wendell Lee*

Date 1-20-2012

DATE FILED
(STAMP)

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11/96

ALABAMA BOARD OF NURSING

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Nursing

RULE NO. & TITLE: Rule 610-X-3-.11, Withdrawal of Approval
(NEW)


INTENDED ACTION: The Alabama Board of Nursing proposes a new rule to specify the governing institution's responsibilities if the Board of Nursing withdraws approval of a nursing education program

SUBSTANCE OF PROPOSED ACTION: The Alabama Board of Nursing proposes to add new rule Administrative Code, Rule 610-X-3-.11, Withdrawal of Approval. A copy of the proposed amended rule may be found on the Board's web site, www.abn.alabama.gov, under "laws" and then "proposed rule changes." The proposed changes clarify requirements for the governing institution should the Board of Nursing withdraw approval from a nursing education program.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written or oral comments will be received by the Board of Nursing until 4:30 P.M. on Tuesday, March 6, 2012. Verbal or written comments 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 or via telephone at 334-293-5210.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
The record closes at 4:30 P.M. on Tuesday, March 6, 2012.

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



Executive Officer

ALABAMA BOARD OF NURSING
RULE 610-X-3-.11 (NEW)
WITHDRAWAL OF BOARD APPROVAL

610-X-3-.11 WITHDRAWAL OF BOARD APPROVAL

(1) If the Board withdraws approval from a nursing education program following an administrative hearing, the governing institution shall submit to the Board:

(a) Within thirty (30) days of the effective date of the Board's Order, a plan for transfer of students currently enrolled in the program.

(b) Within ninety (90) days of the effective date of the Board's Order, a report detailing the transfer of students currently enrolled in the program. If unable to transfer students, a plan to teach out those students currently enrolled in the program.

(c) Specific arrangements for the secure storage and access to academic records and transcripts.

(2) The governing institution shall notify students accepted and enrolled in the program, in writing, of the Board's withdrawal of approval within thirty (30) days of the effective date of the Board's Order.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, §34-21-2(j)(5).

History: Proposed rule filed January 20, 2012.