

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control 610 Department or Agency Alabama Board of Nursing
Rule No. Rule 610-X-11
Rule Title Graduate Nursing Scholarships
X New Amend X 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  Peggy Benson, RN, MSHA, MSN, NE-BC

Date May 19, 2016

DATE FILED
(STAMP)

APA-2
11/96

ALABAMA BOARD OF NURSING

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Nursing

RULE NO. & TITLE: Rule 610-X-11, Graduate Nursing Scholarships

INTENDED ACTION: The Alabama Board of Nursing proposes to repeal and replace the regulations related to graduate nursing scholarships.

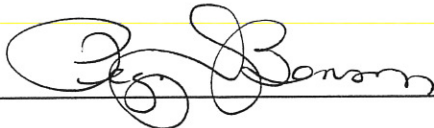
SUBSTANCE OF PROPOSED ACTION: The Alabama Board of Nursing proposes to repeal and replace Administrative Code, Rule 610-X-11, Graduate Nursing Scholarships. A copy of the proposed new rule may be found on the Board's web site, www.abn.alabama.gov, under "laws" and then "proposed rule changes."

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written or verbal comments will be received by the Board of Nursing until 4:30 P.M. on Tuesday, July 5, 2016. Verbal or written comments should be directed to Peggy Benson, Executive Officer, at P.O. Box 303900, Montgomery, AL 36130-3900 or via electronic mail at Peggy.Benson@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, July 5, 2016.

CONTACT PERSON AT AGENCY: Peggy Benson, Executive Officer

A handwritten signature in black ink, appearing to read "Peggy Benson", is written over a horizontal line.

Executive Officer

REPEAL

Nursing

Chapter 610-X-11

ALABAMA BOARD OF NURSING
ADMINISTRATIVE CODE

CHAPTER 610-X-11
GRADUATE NURSING SCHOLARSHIPS

TABLE OF CONTENTS

610-X-11-.01	Candidate Qualifications
610-X-11-.02	Scholarship Conditions
610-X-11-.03	Application For Scholarship
610-X-11-.04	Failure To Satisfy Conditions Of Scholarship
610-X-11-.05	Payment Of Scholarship Funds
610-X-11-.06	Disciplinary Action (Repealed 4/1/13)

610-X-11-.01 Candidate Qualifications. Applicants for graduate nursing scholarships shall:

(1) Be a resident of the State of Alabama for at least one year preceding the time of making application for the graduate nursing scholarship.

(2) Have an active, unencumbered license as a professional nurse in Alabama.

(3) Be a person of good character.

(4) Be accepted for an Alabama graduate program conducted by an accredited college or university.

(5) Agree to practice professional nursing or become a nursing instructor in the State of Alabama for at least two years after completing the graduate degree. The scholarship recipient may apply to the Board of Nursing for a waiver from these requirements for extenuating circumstances beyond the control of the recipient.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, Act 2012-262.

History: Filed September 27, 1982. **Amended:** Filed December 7, 1984; effective January 11, 1985. **Amended:** Filed

September 20, 2002; effective October 25, 2002. **Repealed and New Rule:** Filed February 25, 2013; effective April 1, 2013.

Ed. Note: Original Rule 610-X-11-.01, Implementation Of Act, was repealed and Rule 610-X-11-.02 was renumbered to Rule 610-X-11-.01, as per certification filed September 20, 2002; effective October 25, 2002.

610-X-11-.02 Scholarship Conditions.

(1) Scholarships may be awarded for multiple years of graduate study.

(2) The Board shall give preference to applicants pursuing a career in nursing education.

(3) Each scholarship is limited to a maximum of ten thousand dollars (\$10,000).

(4) Scholarship recipients shall be selected from the State of Alabama at large, and to the extent practicable, distributed throughout the State.

(5) The number of scholarships shall equal five percent of the total enrollment in graduate nursing programs in Alabama.

(a) Each June Board staff will contact deans of Alabama graduate nursing programs to determine the total number of Alabama residents enrolled in graduate nursing programs.

(b) The Board shall use the number of Alabama residents enrolled in graduate nursing programs to determine the number of scholarships to be awarded.

(6) Scholarship recipients are required to attend the specified graduate program for a minimum of six (6) academic hours for at least two consecutive semesters during the year of scholarship funding.

(7) Scholarship recipients shall notify the Board if any of the following conditions apply:

(a) Failure to complete the graduate nursing program when anticipated.

(b) Relocation.

(c) Employment following graduation from graduate nursing program.

(d) Failure to attend a minimum of six academic hours for at least two consecutive semesters during the year of scholarship funding.

(e) Withdrawal from graduate nursing program.

(f) Failure to maintain a "C" average in nursing courses.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, Act 2012-262.

History: Filed September 29, 1982. **Amended:** Filed December 7, 1984; effective January 11, 1985. **Amended:** Filed

September 20, 2002; effective October 25, 2002. **Repealed and New**

Rule: Filed February 25, 2013; effective April 1, 2013.

Ed. Note: Original 610-X-11-.03 was renumbered to Rule 610-X-11-.02, as per certification filed September 20, 2002; effective October 25, 2002.

610-X-11-.03 Application For Scholarship.

(1) An applicant for the graduate nursing scholarship shall submit a typed application by the deadline established by the Board.

(2) Incomplete applications may not be considered.

(3) The applicant for graduate nursing scholarship shall submit proof of:

(a) Residency.

(b) Acceptance in graduate nursing program in Alabama.

(4) Once awarded a scholarship, the applicant shall sign a promissory note for the total amount awarded.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, Act 2012-262.

History: Filed September 29, 1982. **Amended:** Filed December 7, 1984; effective January 11, 1985. **Amended:** Filed

September 20, 2002; effective October 25, 2002. **Repealed and New**

Rule: Filed February 25, 2013; effective April 1, 2013.

Ed. Note: Original 610-X-11-.04 was renumbered to Rule 610-X-11-.03, as per certification filed September 20, 2002; effective October 25, 2002.

610-X-11-.04 Failure To Satisfy Conditions Of Scholarship.

(1) A scholarship recipient who fails to meet the conditions of the scholarship shall immediately repay the State Treasury in full any amount received.

(2) In the event of the scholarship recipient's death, any obligation to repay funds shall be cancelled.

(3) Should the scholarship recipient becomes physically or mentally impaired and is unable to complete a graduate degree in nursing or fulfill the post-scholarship service requirement, the obligation to repay funds shall be cancelled.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, Act 2012-262.

History: Filed September 29, 1982. **Amended:** Filed

December 7, 1984; effective January 11, 1985. **Amended:** Filed

September 20, 2002; effective October 25, 2002. **Repealed and New**

Rule: Filed February 25, 2013; effective April 1, 2013.

Ed. Note: Original 610-X-11-.05 was renumbered to Rule 610-X-11-.04, as per certification filed September 20, 2002; effective October 25, 2002.

610-X-11-.05 Payment Of Scholarship Funds.

(1) Payments to the scholarship recipient shall be made semi-annually.

(2) The first payment shall be after January 1 of the year of funding, provided the recipient submitted documentation to prove six hours of academic study and a minimum of a "C" average.

(3) The second payment shall be made after July 1 of the year of funding, provided the recipient submitted documentation to prove six hours of academic study in two consecutive semesters and a minimum of a "C" average.

Author: The Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, Act 2012-262.

History: Filed September 29, 1982. **Amended:** Filed

December 7, 1984; effective January 11, 1985. **Amended:** Filed

February 5, 1998; effective March 12, 1998. **Amended:** Filed

September 20, 2002; effective October 25, 2002. **Repealed and New Rule:** Filed February 25, 2013; effective April 1, 2013.

Ed. Note: Original 610-X-11-.06 was renumbered to Rule 610-X-11-.05, as per certification filed September 20, 2002; effective October 25, 2002.

610-X-11-.06 Disciplinary Action. (REPEALED)
Statutory Authority: Code of Ala. 1975, §§34-21-2(1), 34-21-62.
History: New Rule: Filed September 20, 2002; effective October 25, 2002. **Repealed:** Filed February 25, 2013; effective April 1, 2013.

ALABAMA BOARD OF NURSING
ADMINISTRATIVE CODE

CHAPTER 610-X-11
GRADUATE NURSING SCHOLARSHIPS

TABLE OF CONTENTS

610-X-11-.01 Candidate Qualifications
610-X-11-.02 Scholarship Conditions
610-X-11-.03 Application for Scholarship
610-X-11-.04 Failure of Satisfy Conditions Of
Scholarship
610-X-11-.05 Payment of Scholarship Funds
610-X-11-.06 Disciplinary Action (Repealed 4/1/13)

610-X-11-.01 Candidate Qualifications.

(1) Applicants for graduate nursing scholarships shall:

(a) Be a resident of the State of Alabama for at least one year preceding the time of making application for the graduate nursing scholarship.

(b) Have an active, unencumbered license as a professional nurse in Alabama.

(c) Be a person of good moral character.

(d) Be accepted for an Alabama graduate program conducted by an accredited college or university.

(e) Agree to practice professional nursing or become a nursing instructor in the State of Alabama for at least two years immediately after completing the graduate degree. For purposes of this section, the term "immediately" shall be defined as commencing within six months (180 days) following completion of the graduate degree and continuing for two consecutive full years thereafter.

(2) The Board may grant a waiver of any of these provisions to any recipient upon receipt of evidence of extenuating circumstances beyond the recipient's control.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, Act 2012-262.

History: Filed September 27, 1982. **Amended:** Filed

Chapter 610-X-11

Nursing

December 7, 1984; effective January 11, 1985. **Amended:** Filed September 20, 2002; effective October 25, 2002. **Repealed and New Rule:** Filed February 25, 2013; effective April 1, 2013.

Ed. Note: Original Rule 610-X-11-.01, Implementation Of Act, was repealed and Rule 610-X-11-.02 was renumbered to Rule 610-X-11-.01, as per certification filed September 20, 2002; effective October 25, 2002.

610-X-11-.02 Scholarship Conditions.

(1) Scholarships may be awarded for multiple years of graduate study.

(2) The Board shall give preference to applicants pursuing a career in nursing education.

(3) Each scholarship is limited to a maximum of ten thousand dollars (\$10,000).

(4) Scholarship recipients shall be selected from the State of Alabama at large and, to the extent practicable, distributed throughout the State.

(5) The number of scholarships shall equal five percent of the total enrollment in graduate nursing programs in Alabama.

(a) Each June Board staff will contact deans of Alabama graduate nursing programs to determine the total number of Alabama residents enrolled in graduate nursing programs.

(b) The Board shall use the number of Alabama residents enrolled in graduate nursing programs to determine the number of scholarships to be awarded.

(6) Scholarship recipients shall notify the Board if any of the following conditions apply:

(a) Failure to complete the graduate nursing program when anticipated.

(b) Relocation.

(c) Employment following graduation from graduate nursing program.

(e) Withdrawal from graduate nursing program.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, Act 2012-262.

History: Filed September 29, 1982. **Amended:** Filed

Nursing Chapter 610-X-11
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Ed. Note: Original 610-X-11-.03 was renumbered to Rule
610-X-11-.02, as per certification filed September 20, 2002;
effective October 25, 2002.

610-X-11-.03 **Application for Scholarship.**

(1) An applicant for the graduate nursing scholarship shall submit an online application by the deadline established by the Board.

(2) Incomplete applications may not be considered.

(3) The applicant for graduate nursing scholarship shall submit proof of:

(a) Residency.

(b) Acceptance in graduate nursing program in Alabama.

(4) Once awarded a scholarship, the applicant shall sign a promissory note for the total amount awarded.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, Act 2012-262.

History: Filed September 29, 1982. **Amended:** Filed
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Ed. Note: Original 610-X-11-.04 was renumbered to Rule
610-X-11-.03, as per certification filed September 20, 2002;
effective October 25, 2002.

610-X-11-.04 **Failure to Satisfy Conditions of Scholarship.**

(1) A scholarship recipient who fails to meet the conditions of the scholarship shall immediately repay the State Treasury in full any amount received.

(2) In the event of the scholarship recipient's death, any obligation to repay funds shall be cancelled.

(3) Should the scholarship recipient becomes physically or mentally impaired and unable to complete a graduate degree in nursing or fulfill the post-scholarship service requirement, the obligation to repay funds shall be

Chapter 610-X-11
cancelled.

Nursing

Author: Alabama Board of Nursing
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Ed. Note: Original 610-X-11-.05 was renumbered to Rule
610-X-11-.04, as per certification filed September 20, 2002;
effective October 25, 2002.

610-X-11-.05 Payment of Scholarship Funds.

(1) Payments to the scholarship recipient shall be
made annually.

Author: The Alabama Board of Nursing
Statutory Authority: Code of Ala. 1975, Act 2012-262.
History: Filed September 29, 1982. **Amended:** Filed
December 7, 1984; effective January 11, 1985. **Amended:** Filed
February 5, 1998; effective March 12, 1998. **Amended:** Filed
September 20, 2002; effective October 25, 2002. **Repealed and New**
Rule: Filed February 25, 2013; effective April 1, 2013.

Ed. Note: Original 610-X-11-.06 was renumbered to Rule
610-X-11-.05, as per certification filed September 20, 2002;
effective October 25, 2002.

610-X-11-.06 Disciplinary Action. (REPEALED)

Statutory Authority: Code of Ala. 1975, §§34-21-2(1), 34-21-62.
History: **New Rule:** Filed September 20, 2002; effective
October 25, 2002. **Repealed:** Filed February 25, 2013; effective
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