

APA-1
07/04

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No. 750 Department or Agency Board of Examiners in Psychology
Rule No. 750-X-4-.02
Rule Title: Inactive Status
 New X 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 Lori Rall
Lori Rall, Executive Director

Date 05/18/2016

(DATE FILED)
(STAMP)

ALABAMA BOARD OF EXAMINERS IN PSYCHOLOGY

NOTICE OF INTENDED ACTION

RULE NO. & TITLE: 750-X-1-.01 Membership

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to amend the above rule.

SUBSTANCE OF PROPOSED ACTION: This amendment is needed to assure that board membership is inclusive and reflects the racial, gender, geographic, urban, rural and economic diversity of the state without regard to political affiliation.

RULE NO. & TITLE: 750-X-1-.08 Alabama Sunset Law

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to amend the above rule.

SUBSTANCE OF PROPOSED ACTION: This amendment is needed to reflect the new termination date of October 1, 2020.

RULE NO. & TITLE: 750-X-2-.03 Application Form

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to amend the above rule.

SUBSTANCE OF PROPOSED ACTION: This amendment is needed to reflect the change from Alabama Bureau of Investigation to Alabama Law Enforcement Agency (re: criminal history background checks).

RULE NO. & TITLE: 750-X-2A-.02 Application Deadlines

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to amend the above rule.

SUBSTANCE OF PROPOSED ACTION: This amendment will remove a requirement for completion of a computer-based-testing application which is no longer used.

ALABAMA BOARD OF EXAMINERS IN PSYCHOLOGY

NOTICE OF INTENDED ACTION

RULE NO. & TITLE: 750-X-2A-.03 Application Form

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to amend the above rule.

SUBSTANCE OF PROPOSED ACTION: This amendment is needed to change the name of the Alabama Bureau of Investigation to Alabama Law Enforcement Agency (re: criminal history background check).

RULE NO. & TITLE: 750-X-2A-.04 Psychological Technician Training Requirements

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to amend the above rule.

SUBSTANCE OF PROPOSED ACTION: This amendment will remove outdated language.

RULE NO. & TITLE: 750-X-3-.03 Reexamination

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to amend the above rule.

SUBSTANCE OF PROPOSED ACTION: This amendment is needed because it is no longer necessary to submit requests for reexamination in writing.

RULE NO. & TITLE: 750-X-4-.02 Inactive Status

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to amend the above rule.

SUBSTANCE OF PROPOSED ACTION: This amendment is needed to reflect the requirement for payment of an annual inactive status fee.

ALABAMA BOARD OF EXAMINERS IN PSYCHOLOGY

NOTICE OF INTENDED ACTION

RULE NO. & TITLE: 750-X-5-.03 Disciplinary Actions Against Licensed Psychologists and Licensed Psychological Technicians

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to amend the above rule.

SUBSTANCE OF PROPOSED ACTION: This amendment is needed to remove outdated language that required Hearing Officers to be appointed by the Attorney General's Office.

RULE NO. & TITLE: 750-X-6-.01 Third Party Payor Procedures

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to amend the above rule.

SUBSTANCE OF PROPOSED ACTION: This amendment is needed to remove language about compliance with The General Guidelines for Providers of Psychological Services, which are outdated.

RULE NO. & TITLE: 750-X-6-.03 American Psychological Association General Guidelines For Providers of Psychological Services, 1987 Edition (Appendix III)

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to repeal the above rule/appendix.

SUBSTANCE OF PROPOSED ACTION: This rule and appendix needs to be repealed to remove The General Guidelines for Providers of Psychological Services, which are outdated.

RULE NO. & TITLE: Appendix I Fee Schedule

INTENDED ACTION: The Alabama Board of Examiners in Psychology proposes to amend the above rule.

SUBSTANCE OF PROPOSED ACTION: This amendment is needed to reflect an annual fee that will be charged to psychologists and to psychological technicians whose license is inactive.

ALABAMA BOARD OF EXAMINERS IN PSYCHOLOGY

NOTICE OF INTENDED ACTION

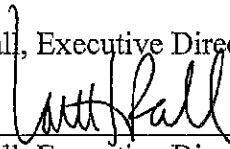
FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: July 5, 2016

TIME, PLACE AND MANNER OF PRESENTING VIEWS: Interested Persons may present their views in writing to the Executive Director of the Board at any time during the 35-day period following May 31, 2016, or if requested in advance (no later than July 5, 2016), by personally appearing at 660 Adams Avenue, Suite 360, Montgomery, Alabama, on July 8, 2016 at 10:00 a.m.

Contact Person: Mrs. Lori Rall, Executive Director, Alabama Board of Examiners in Psychology, 660 Adams Avenue, Suite 360, Montgomery, AL 36104.

CONTACT PERSON AT AGENCY:

Lori Rall, Executive Director



Lori Rall, Executive Director

750-X-4-.02 Inactive Status

(1) A **psychologist licensee** may request that the Board designate his or her license status as inactive at any time before the annual date of renewal (October 15) by submitting the Inactive Status Application Form **and payment of an annual inactive status fee (See Appendix I, Fee Schedule)**. Granting inactive status to a licensee revokes all privileges associated with licensure under the law until reactivation is requested by the licensee. Any individual whose license is on inactive status shall not practice psychology or use the title “Licensed Psychologist” **or “Licensed Psychological Technician”** in the State of Alabama.

Any person violating this rule shall be considered practicing without a license and shall be subject to disciplinary action by the Board. Inactive status does not negate the jurisdiction of the Board over the actions of a licensee during any period of active licensure.

(2) A **psychologist licensee who has been granted inactive status** must submit a Continuation of Inactive Status Form by the date of renewal (October 15) each year, or the license shall lapse. Annual notices will be mailed to the licensee’s address of record on August 15 of each year with responses due by October 15.

(3) A licensee may have his or her Inactive license reinstated to Active status by satisfying the following criteria:

- (a) Submission of the Reinstatement of Active Status Form.
- (b) Payment of the current annual renewal and continuing education fees. (See Appendix I, Fee Schedule)
- (c) Submission of proof of compliance with continuing education requirements for the previous year.

(4) If a **psychologist licensee** is alleged to have violated any prohibition on professional conduct as referenced in the law, the Board, upon a hearing and proof of the violation, may deny reinstatement of the license or prohibit the psychologist **or psychological technician** from applying for reinstatement of licensure.

Author: Alabama Board of Examiners in Psychology

Statutory Authority: Code of Ala. 1975, § 34-26-1, et seq., § 34-26-41

History: Filed November 27, 2013 (effective February 1, 2014 pursuant to Act 2013-386).

AUTHOR: ALABAMA BOARD OF EXAMINERS IN PSYCHOLOGY