

APA-1
11/96

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 610 Department or Agency Alabama Board of Nursing
Rule No. 610-X-11
Rule Title Scholarships for Post-Baccalaureate Study
 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 *Kennell*

Date 12/17/2012

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: Chapter 610-X-11, Scholarships for
Post-Baccalaureate Study

INTENDED ACTION: The Alabama Board of Nursing proposes to repeal the existing chapter of regulations specific to scholarships for post-baccalaureate study based on law passed in the 2012 regular legislative session.

SUBSTANCE OF PROPOSED ACTION: The Alabama Board of Nursing proposes to repeal Administrative Code, Chapter 11, Scholarships for Post-Baccalaureate Study. A copy of the proposed repealed chapter may be found on the Board's web site, www.abn.alabama.gov, under "laws" and then "proposed rule changes." The repeal is based on a change in the scholarship statute in the 2012 regular legislative session.

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, February 4, 2013. 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 Monday, February 4, 2013.

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



Executive Officer

ALABAMA BOARD OF NURSING

Chapter 610-X-11 (Repeal)

Scholarships for Post-Baccalaureate Study

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610-X-11-.01 Candidate Qualifications. To be eligible to receive a post-baccalaureate nursing scholarship, a registered nurse shall:

- (1) Have been a resident of Alabama for a period of one year immediately preceding application.
- (2) Have an unencumbered Alabama registered nurse license.
- (3) Hold a baccalaureate degree in nursing from an accredited nursing school.
- (4) Have been admitted to a graduate program seeking a master's or doctorate degree in nursing or nurse anesthesia in an accredited school of nursing in Alabama.
- (5) Submit to the Board prior to June 1 of proposed year of study a completed application, including required documents of certification, recommendation, and character reference.

Author: Alabama Board of Nursing

Statutory Authority: Code of Alabama, 1975, §34-21-61.

History: Effective September 29, 1982. Amended January 11, 1985. Amended January 19, 2000. Filed September 20, 2002. Effective October 25, 2002.

610-X-11-.02 Scholarship Conditions. A post-baccalaureate scholarship recipient shall:

- (1) Practice nursing for at least one year in Alabama immediately following completion of the graduate program.
- (2) Attend school on a full-time basis during the year of scholarship funding.
- (3) Complete course of study for which scholarship was approved within a reasonable length of time. In no event shall this period extend beyond 4 semesters after the scholarship funding ceases unless specifically authorized in writing by the Board.
- (4) Submit, prior to September 1 of year of scholarship funding, a signed promissory note and agreement to fulfill obligations or repay funds.
- (5) Keep the Board informed of the status of the above conditions and immediately inform the Board of the failure of any of the conditions.
- (6) The Board may modify or extend the conditions on an individual basis.

Author: Alabama Board of Nursing

Statutory Authority: Code of Alabama, 1975, §34-21-61, 34-21-62.

History: Effective September 29, 1982. Amended January 11, 1985. Amended January 19, 2000. Filed September 20, 2002. Effective October 25, 2002.

610-X-11-.03 Selection of Recipients.

- (1) Completed applications may be considered by the Board at the first regular meeting after June 1.
- (2) Should more than fifteen applicants meet the scholarship requirements the Board shall select recipients from the various geographic areas of the state and may establish other priorities as needed.
- (3) Each year scholarships may be either renewed or awarded to another applicant.

Author: Alabama Board of Nursing

Statutory Authority: Code of Alabama, 1975, §34-21-62.

History: Effective September 29, 1982. Amended January 11, 1985. Filed September 20, 2002. Effective October 25, 2002.

610-X-11-.04 Scholarship Payments. Payment to the scholarship recipient shall be made semi-annually as follows:

(1) After January 1 of the year of funding, provided the recipient submits the signed promissory note, ~~and~~ agreement, and verification of full-time study.

(2) After July 1 of the year of study, upon verification of continued full-time study.

Author: Alabama Board of Nursing

Statutory Authority: Code of Alabama, 1975. §34-21-62.

History: Effective September 29, 1982. Amended January 11, 1985. Amended January 19, 2000. Filed September 20, 2002. Effective October 25, 2002.

610-X-11-.05 Failure to Comply with Conditions.

(1) If the recipient fails to continue full-time study, to complete the program, or to practice nursing in Alabama for one year following completion of the program, as set out in the Scholarship conditions, the recipient shall repay the entire amount of any scholarship funds received to the State Treasury.

(2) In the event of mental impairment, physical impairment, or death rendering the recipient unable to fulfill all conditions, the debt to the State Treasury representing all funds disbursed and not repaid may be canceled.

Author: Alabama Board of Nursing

Statutory Authority: Code of Alabama, 1975, §§34-21-62, 34-21-2(1).

History: Effective September 29, 1982. Amended January 11, 1985. Amended March 12, 1998. Amended January 19, 2000. Filed September 20, 2002. Effective October 25, 2002.

610-X-11-.06 Disciplinary Action. If the recipient fails to repay scholarship funds when required to do so, the Board may take disciplinary action pursuant to Chapter 610-X-8.

Author: Alabama Board of Nursing

Statutory Authority: Code of Alabama, 1975, §§34-21-62, 34-21-2(1).

History: Effective September 29, 1982. Amended January 11, 1985. Amended March 12, 1998. Amended January 19, 2000. Filed September 20, 2002. Effective October 25, 2002.