

**CERTIFICATION OF ADMINISTRATIVE RULES
FILED WITH THE LEGISLATIVE SERVICES AGENCY
OTHNI LATHRAM, DIRECTOR**

(Pursuant to Code of Alabama 1975, §41-22-6, as amended).

I certify that the attached is/are correct copy/copies of rule/s as promulgated and adopted on Friday, November 17, 2023, and filed with the agency secretary on Friday, November 17, 2023.

AGENCY NAME: Alabama Board of Nursing

INTENDED ACTION: Amend

RULE NO.: 610-X-4-.05

(If amended rule, give specific paragraph, subparagraphs, etc., being amended) **NA**

RULE TITLE: Applicant Request For Special Accommodation(s)

ACTION TAKEN: State whether the rule was adopted with or without changes from the proposal due to written or oral comments:

Adopted without changes

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XLI, ISSUE NO. 12, AAM, DATED FRIDAY, SEPTEMBER 29, 2023.

STATUTORY RULEMAKING AUTHORITY: Code of Ala. 1975, §34-21-2(j) (6);
Title II of the Americans with
Disabilities Act

(Date Filed)
(For IRS Use Only)
REC'D & FILED
NOV 17, 2023
LEGISLATIVE SVC AGENCY

Peggy Benson
Peggy Benson, AL
Certifying Officer or his or her
Deputy

(NOTE: In accordance with §41-22-6(b), as amended, a proposed rule is required to be certified within 90 days after completion of the notice.)

610-X-4-.05 Applicant Request For Special Accommodation(s).

(1) An applicant for licensure by examination who is otherwise qualified shall not be deprived of the opportunity to take the examination solely by reason of disability.

(2) Written requests for modification of the procedures for administering the examination shall be submitted to the Board at the time of application for licensure. The written request shall include:

(a) An evaluation of the disability by the applicant's licensed physician or licensed psychologist, including the diagnosis from the current edition of the Diagnostic and Statistical Manual of Mental Disorders (DSM), if appropriate.

(b) A statement from the director of the nursing education program addressing any accommodations made during the nursing education program.

(c) The specific accommodation being requested.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, §34-21-2(j)(6); Title II of the Americans with Disabilities Act.

History: Filed September 29, 1982. **Amended:** Filed September 18, 1985; effective October 24, 1985. **Amended:** Filed June 22, 1990; effective July 30, 1990. **Amended:** Filed February 1, 1994; effective March 8, 1994. **Repealed and New Rule:** Filed May 29, 2001; effective July 3, 2001. **Repealed and New Rule:** Filed September 29, 2004; effective November 1, 2004. **Amended:** Filed November 26, 2007; effective December 31, 2007. **Amended:** Filed November 19, 2010; effective December 24, 2010. **Amended:** Filed November 21, 2016; effective January 5, 2017. **Amended:** Published November 30, 2023; effective January 14, 2024.