

APA-1

TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control: 610
Department or Agency: Alabama Board of Nursing
Rule No.: 610-X-4-.14
Rule Title: Fees
Intended Action: Amend

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? No

To what degree?: N/A

Is the increase in cost more harmful to the public than the harm that might result from the absence of the proposed rule? NA

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

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

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 Services Agency.

Signature of certifying officer

Peggy Benson
Peggy Benson, AL

Date

Friday, November 17, 2023

REC'D & FILED
NOV 17, 2023
LEGISLATIVE SVC AGENCY

ALABAMA BOARD OF NURSING

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Nursing

RULE NO. & TITLE: 610-X-4-.14 Fees

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION:

The Board proposes amending the subject rule to add the fee for out of state programs conducting clinical learning experiences in the state to the Board's fee schedule. The fee itself is included in Chapter 610-x-3.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Written or verbal comments will be accepted until Thursday, January 4, 2024. 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:

Thursday, January 4, 2024

CONTACT PERSON AT AGENCY:

Peggy Sellers Benson, Executive Officer

Peggy Benson

Peggy Benson, AL

(Signature of officer authorized
to promulgate and adopt
rules or his or her deputy)

610-X-4-.14 Fees.

- (1) Fees and fines are non-refundable.
- (2) Fees are valid for 12 months from date of receipt.
- (3) Fees and fines may be paid by electronic means using a credit or debit card, if available. Other means of payment may be cashier's check, business check, money order, or certified check. The board may, at its discretion and subject to established guidelines, require that a single fee be paid by a combination of both electronic and other means.
- (4) Personal checks are only acceptable when the individual applicant or licensed nurse's name is imprinted on the check. Personal checks that are not acceptable forms of payment are:
 - (a) Counter checks.
 - (b) Third-party checks.
 - (c) On out-of-state banks.
 - (d) Fees for license verification and Voluntary Disciplinary Alternative Program (VDAP).
 - (e) Fines.
- (5) Payment, regardless of method, that is not honored by the financial institution may result in disciplinary action and reporting to the appropriate authorities for prosecution.
- (6) At its discretion, the Board may require that a fee or fine be paid using certified funds.
- (7) The statutory bad check charge applies to any personal check returned by the financial institution for insufficient funds.
- (8) The Board shall set fees and charges annually. At each September meeting of the Board, the previous schedule of fees and charges shall be automatically readopted unless the Board proposes a revised schedule.
- (9) The following schedule of fees and charges apply:

Single State Licensure by Examination or Endorsement:
\$125.00

Multistate Licensure by Examination or Endorsement: \$225.00

Disaster Temporary Permit: 25.00

Biennial Renewal of Single State RN or LPN license: 100.00

Biennial Renewal of Multistate RN or LPN license: 200.00

Initial Approval for Advanced Practice: 175.00

Certificate of Qualification (Eligible for Collaborative Practice): 100.00

Add Collaborative Practice: 75.00

Biennial Approval of Advanced Practice: 75.00

Student Nurse Apprentice Permit 50.00

New Nursing Education Program Fee: 1,500.00

Out of State Program Conducting Clinical in Alabama
\$500.00

Initial and Renewal, Continuing Education Provider: 400.00

Reinstatement of Lapsed Single State License: 250.00

Reinstatement of Lapsed Multistate License: 350.00

Reinstatement of Lapsed Advanced Practice Approval: 75.00

Reinstatement of Lapsed Advanced Practice Approval (Non-Alabama MSL RN): 150.00

Reinstatement of Lapsed Continuing Education Provider:
500.00

Reinstatement of Suspended License: 250.00

Reinstatement of Revoked License: 750.00

Late Continuing Education Audit Fee

1st Time: 150.00

2nd Time: 300.00

Three or more times: 600.00

Coordinated Licensing Information System Report: 50.00

Voluntary Disciplinary Alternative Program: up to \$1,000.00

Duplicate continuing education card: 25.00

Non-Nurses Verification of License: 50.00

Public Records Requests:

Document retrieval and preparation:

\$5.00 for the first hour or any portion thereof

\$20.00 per each additional hour or any portion thereof per page fees:

\$0.50 per page for copies produced on standard
8.5 X 11 paper

Actual costs:

Any costs incurred while processing or responding to a request, including but not limited to hardware necessary for producing electronic records, specialty paper, and costs incurred to search electronic databases.

Resend Mail Fee: 25.00

Group Online License Verification Service (annual fee):

Level I: 100.00

Level II: 750.00

Level III: 1,500.00

Level IV: 2000.00

Processing Subpoena: 10.00

Miscellaneous: up to \$100.00

Consultation (per day): up to \$500.00

Statutory Bad Check Charge: Maximum allowed by law

Reactivation of retired single rate license within two years of retired status: 600.00

Reactivation of retired multistate license within two years of retired status: 700.00

Reactivation of retired single rate license following two years of retired status: 250.00

Reactivation of retired multistate license following two years of retired status: 350.00

Registration for continuing education courses provided by
the Board: Up to \$100.00

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, §§34-21-2(j)(22),
34-21-24~~34-21-24~~.

History: Filed September 9, 1982. **Repealed and New Rule:** May 29, 2001; effective July 3, 2001. **Amended:** Filed January 29, 2002; effective March 5, 2002. **Amended:** Filed November 18, 2002; effective December 23, 2002. **Amended:** Filed November 20, 2003; effective December 25, 2003. **Repealed and New Rule:** Filed September 29, 2004; effective November 1, 2004. **Amended:** Filed November 17, 2006; effective December 22, 2006; operative January 1, 2007. **Amended:** Filed November 26, 2007; effective December 31, 2007. **Amended:** Filed November 21, 2008; December 26, 2008. **Amended:** Filed November 19, 2010; effective December 24, 2010. **Amended:** Filed November 19, 2012; effective December 24, 2012. **Amended:** Filed November 18, 2013; effective December 23, 2013. **Repealed and New Rule:** Filed November 24, 2014; effective December 29, 2014. **Amended:** Filed April 22, 2016; effective June 6, 2016. **Amended:** Filed November 21, 2016; effective January 5, 2017. **Amended:** Filed January 22, 2018; effective March 8, 2018. **Amended:** Filed March 20, 2018; effective May 4, 2018. **Amended:** Filed March 18, 2019; effective May 2, 2019. **Amended:** Filed July 25, 2019; effective September 9, 2019; operative January 1, 2020. **Amended:** Published January 31, 2020; effective March 16, 2020. **Amended:** Published April 30, 2020; effective June 14, 2020. **Amended:** Published June 30, 2020; effective August 14, 2020. **Amended:** Published November 30, 2020; effective January 14, 2021. **Amended:** Published November 30, 2020; effective January 14, 2021. Published May 31, 2023; effective July 15, 2023. **Amended:** Published July 31, 2023; effective November 13, 2023.

610-X-4-.14 Fees.

- (1) Fees and fines are non-refundable.
- (2) Fees are valid for 12 months from date of receipt.
- (3) Fees and fines may be paid by electronic means using a credit or debit card, if available. Other means of payment may be cashier's check, business check, money order, or certified check. The board may, at its discretion and subject to established guidelines, require that a single fee be paid by a combination of both electronic and other means.
- (4) Personal checks are only acceptable when the individual applicant or licensed nurse's name is imprinted on the check. Personal checks that are not acceptable forms of payment are:
 - (a) Counter checks.
 - (b) Third-party checks.
 - (c) On out-of-state banks.
 - (d) Fees for license verification and Voluntary Disciplinary Alternative Program (VDAP).
 - (e) Fines.
- (5) Payment, regardless of method, that is not honored by the financial institution may result in disciplinary action and reporting to the appropriate authorities for prosecution.
- (6) At its discretion, the Board may require that a fee or fine be paid using certified funds.
- (7) The statutory bad check charge applies to any personal check returned by the financial institution for insufficient funds.
- (8) The Board shall set fees and charges annually. At each September meeting of the Board, the previous schedule of fees and charges shall be automatically readopted unless the Board proposes a revised schedule.
- (9) The following schedule of fees and charges apply:
 - Single State Licensure by Examination or Endorsement: \$125.00
 - Multistate Licensure by Examination or Endorsement: \$225.00
 - Disaster Temporary Permit: 25.00
 - Biennial Renewal of Single State RN or LPN license: 100.00
 - Biennial Renewal of Multistate RN or LPN license: 200.00
 - Initial Approval for Advanced Practice: 175.00
 - Certificate of Qualification (Eligible for Collaborative Practice): 100.00
 - Add Collaborative Practice: 75.00
 - Biennial Approval of Advanced Practice: 75.00
 - Student Nurse Apprentice Permit 50.00
 - New Nursing Education Program Fee: 1,500.00
 - [Out of State Program Conducting Clinical in Alabama](#)
\$500.00
 - Initial and Renewal, Continuing Education Provider: 400.00
 - Reinstatement of Lapsed Single State License: 250.00
 - Reinstatement of Lapsed Multistate License: 350.00
 - Reinstatement of Lapsed Advanced Practice Approval: 75.00

Reinstatement of Lapsed Advanced Practice Approval (Non-Alabama MSL RN): 150.00
Reinstatement of Lapsed Continuing Education Provider: 500.00
Reinstatement of Suspended License: 250.00
Reinstatement of Revoked License: 750.00
Late Continuing Education Audit Fee
 1st Time: 150.00
 2nd Time: 300.00
 Three or more times: 600.00
Coordinated Licensing Information System Report: 50.00
Voluntary Disciplinary Alternative Program: up to \$1,000.00
Duplicate continuing education card: 25.00
Non-Nurses Verification of License: 50.00
Public Records Requests:
 Document retrieval and preparation:
 \$5.00 for the first hour or any portion thereof
 \$20.00 per each additional hour or any portion thereof per page fees:
 \$0.50 per page for copies produced on standard 8.5 X 11 paper
 Actual costs:
 Any costs incurred while processing or responding to a request, including but not limited to hardware necessary for producing electronic records, specialty paper, and costs incurred to search electronic databases.
Resend Mail Fee: 25.00
Group Online License Verification Service (annual fee):
 Level I: 100.00
 Level II: 750.00
 Level III: 1,500.00
 Level IV: 2000.00
Processing Subpoena: 10.00
Miscellaneous: up to \$100.00
Consultation (per day): up to \$500.00
Statutory Bad Check Charge: Maximum allowed by law
Reactivation of retired single rate license within two years of retired status: 600.00
Reactivation of retired multistate license within two years of retired status: 700.00
Reactivation of retired single rate license following two years of retired status: 250.00
Reactivation of retired multistate license following two years of retired status: 350.00
Registration for continuing education courses provided by the Board: Up to \$100.00

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, §~~34-21-24~~34-21-2(j)(22),
34-21-24

History: Filed September 9, 1982. **Repealed and New Rule:** May 29, 2001; effective July 3, 2001. **Amended:** Filed January 29, 2002; effective March 5, 2002. **Amended:** Filed November 18, 2002; effective December 23, 2002. **Amended:** Filed November 20, 2003; effective December 25, 2003. **Repealed and New Rule:** Filed September 29, 2004; effective November 1, 2004. **Amended:** Filed November 17, 2006; effective December 22, 2006; operative January 1, 2007. **Amended:** Filed November 26, 2007; effective December 31, 2007. **Amended:** Filed November 21, 2008; December 26, 2008. **Amended:** Filed November 19, 2010; effective December 24, 2010. **Amended:** Filed November 19, 2012; effective December 24, 2012. **Amended:** Filed November 18, 2013; effective December 23, 2013. **Repealed and New Rule:** Filed November 24, 2014; effective December 29, 2014. **Amended:** Filed April 22, 2016; effective June 6, 2016. **Amended:** Filed November 21, 2016; effective January 5, 2017. **Amended:** Filed January 22, 2018; effective March 8, 2018. **Amended:** Filed March 20, 2018; effective May 4, 2018. **Amended:** Filed March 18, 2019; effective May 2, 2019. **Amended:** Filed July 25, 2019; effective September 9, 2019; operative January 1, 2020. **Amended:** Published January 31, 2020; effective March 16, 2020. **Amended:** Published April 30, 2020; effective June 14, 2020. **Amended:** Published June 30, 2020; effective August 14, 2020. **Amended:** Published November 30, 2020; effective January 14, 2021. **Amended:** Published November 30, 2020; effective January 14, 2021. Published May 31, 2023; effective July 15, 2023. **Amended:** Published July 31, 2023; effective November 13, 2023. **Amended:** Published _____ ; effective _____ .