

APA-3

**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, March 22, 2024, and filed with the agency secretary on Friday, March 22, 2024.

AGENCY NAME: Alabama Board of Nursing

INTENDED ACTION: Amend

RULE NO.: 610-X-4-.11

(If amended rule, give specific paragraph, subparagraphs, etc., being amended) **610-X-4-.11(3)**

RULE TITLE: Notice Requirements

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

Adopted without changes. NA

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XLII, ISSUE NO. 4, AAM,
DATED WEDNESDAY, JANUARY 31, 2024.

STATUTORY RULEMAKING AUTHORITY: Code of Ala. 1975, §34-21-2(j) (1),
34-21-23(f)

(Date Filed)
(For LRS Use Only)

REC'D & FILED
MAR 22, 2024
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-.11 Notice Requirements.

(1) The applicant, or licensed nurse shall notify the Board in writing of any requested name change. Appropriate legal documents shall be submitted prior to changing the name of the licensee on the license. The legal documents required for a name change are one of the following:

- (a) Marriage certificate.
- (b) Divorce decree substantiating the name change
- (c) Probate court records effecting a legal name change.

(2) The applicant or licensed nurse shall notify the Board office in writing of any change in the reported address. The address of record is the last known address provided by the applicant or licensed nurse.

(3) The Board's notice to the licensed nurse of selection for audit of continuing education records is presumed received within five (5) days of mailing or electronic transmission to the address of record.

(4) Advanced practice nurses, as defined by statute and regulation, shall submit to the Board, immediately upon receipt:

- (a) Evidence of authorization to test for the initial certification examination if requesting provisional approval for advanced practice nursing.

- (b) Evidence of current national certification by a Board-recognized national certifying body:

- 1. Upon successful completion of the initial certification examination.
- 2. Upon recertification by a Board-recognized national certifying body.

- (c) Notice of termination of an approved collaborative practice, if applicable.

(5) Current national certification by a Board-recognized certifying body is a prerequisite for approval to practice as a certified registered nurse practitioner, certified nurse midwife, certified registered nurse anesthetist, or clinical nurse specialist. Failure to provide evidence by primary source verification of current national certification prior to the expiration of existing certification on file with the Board shall result in lapse of approval to practice as an advanced practice nurse and may result in disciplinary action pursuant to Chapter 610-X-8.

(6) The Board's notice to the advanced practice nurse of approval to practice may be:

- (a) A letter or other document granting provisional, temporary, or interim approval.

- (b) A letter or other document granting full approval.

(7) Practicing as an advanced practice nurse subsequent to the expiration date of the advanced practice approval shall result in disciplinary action pursuant to Chapter 610-X-8. Failure to submit evidence to the Board of meeting the requirements of

Chapter 610-X-5 or Chapter 610-X-9, as applicable, shall result in lapse of the advance practice approval.

(8) Any nurse holding a multistate license issued by another state who becomes a resident of Alabama shall be required to notify the board of the change in state of primary residence and file an application for licensure by endorsement in Alabama, within sixty (60) days of the change having occurred.

(9) Any nurse holding advanced practice approval in Alabama who holds a multistate license issued by another state shall notify the board of a change in state of primary residence, within thirty (30) days of the change having occurred.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, 34-21-123(c)

History: Filed September 29, 1982. **Amended:** Filed February 15, 1991; effective March 22, 1991. **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 March 24, 2006; effective April 28, 2006.

Amended: Filed November 26, 2007; effective December 31, 2007.

Amended: Filed November 19, 2010; effective December 24, 2010.

Amended: Filed April 22, 2016; effective June 6, 2016.

Amended: Filed November 21, 2016; effective January 5, 2017.

Amended: Filed March 20, 2018; effective May 4, 2018. **Amended:** Filed July 20, 2018; effective September 3, 2018. **Amended:**

Filed July 25, 2019; effective September 9, 2019; operative January 1, 2020. **Amended:** Published April 30, 2024; effective June 14, 2024.