

APA-1

TRANSMITTAL SHEET FOR NOTICE
OF INTENDED ACTION

Control: 255

Department or Agency: Alabama Board of Examiners in Counseling

Rule No.: 255-X-2-.25

Rule Title: Parenting Coordinator

Intended Action New

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? No

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

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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.

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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

Keith E. Warren
Keith E. Warren

Date

Thursday, May 16, 2024

REC'D & FILED

MAY 16, 2024

LEGISLATIVE SVC AGENCY

ALABAMA BOARD OF EXAMINERS IN COUNSELING

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Examiners in Counseling

RULE NO. & TITLE: 255-X-2-.25 Parenting Coordinator

INTENDED ACTION: New

SUBSTANCE OF PROPOSED ACTION:

The Board proposes to define the role of parenting coordinators as it relates to the practice of professional counseling.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Written comments will be received by the Board until 4:00 p.m. on Friday, July 5, 2024. Comments are to be directed to Keith Warren, Executive Director, 2777 Zelda Road, Montgomery, AL 36106 or by email at keith@alstateboard.com.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Friday, July 5, 2024

CONTACT PERSON AT AGENCY:

Keith Warren, Executive Director,
2777 Zelda Road, Montgomery, AL
36106 or by email at
keith@alstateboard.com.

Keith E. Warren

Keith E. Warren

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

255-X-2-.25 Parenting Coordinator.

Parenting Coordination is a non-adversarial dispute resolution process that is court-ordered or agreed upon by divorced and separated parents, usually who have an ongoing pattern of high conflict and/or litigation about their children. Parenting Coordination is generally not a confidential process, whereas a professional licensed counselor and their client's relations and communication are required by law to be strictly confidential. (See Ala. Code §34-8A-21). To avoid violating the strict code of confidentiality required of all licensees, and to avoid possible disciplinary sanctions by the board, all licensees of the board acting as a Parenting Coordinator must be duly appointed by court order. The duties and responsibilities of a Parenting Coordinator are determined by the appointing court and any issues or disputes arising pertaining to the services and duties assigned by the court are wholly within the jurisdiction of the court. The licensee/parenting coordinator must produce the court appointment to the board upon request. If a licensee has not been appointed by a court order, the licensee is subject to the board's jurisdiction and authority and possible license discipline may result.

Author: Alabama Board of Examiners in Counseling

Statutory Authority: Code of Ala. 1975, §§34-8A-5, et seq.

History: New Rule: Published _____; effective _____.