

APA-1

TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control: 610
Department or Agency: Alabama Board of Nursing Alabama
Rule No.: 610-X-14-.33
Rule Title: Deficiencies
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? 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

Natalie Baker
Natalie Baker

Date

Tuesday, March 17, 2026

REC'D & FILED
MAR 17, 2026
LEGISLATIVE SVC AGENCY

ALABAMA BOARD OF NURSING ALABAMA

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Nursing

RULE NO. & TITLE: 610-X-14-.33 Deficiencies

INTENDED ACTION: New

SUBSTANCE OF PROPOSED ACTION:

The Board of Nursing proposes a new rule to clarify educational and regulatory requirements for Medication Assistants, Certified (MAC).

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Written or verbal comments will be accepted through 4:30 p.m. on Tuesday, May 5, 2026 and may be directed to PO Box 303100, Montgomery, Alabama 36130, by telephone to 334-293-5200, or email to Natalie.Baker@abn.alabama.gov.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Tuesday, May 5, 2026

CONTACT PERSON AT AGENCY:

Natalie R. Baker

Natalie Baker

Natalie Baker

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

610-X-14-.33

Deficiencies.

(1) The Board shall conduct surveys and evaluations as often as necessary to determine compliance with all standards set forth in Administrative Code Chapter 610-X-14.

(a) Warning signs that may trigger a focused site visit include:

1. Complaints from students, instructors, and clinical agencies.
2. Turnover of program coordinators.
3. Decreasing trends in certification pass rates.

(2) The Board shall, upon determining that a program is not in compliance with standards set forth in Administrative Code Chapter 610-X-14, provide to the governing institution administrator and MAC coordinator a written notice of deficiencies that establishes a reasonable time, based upon the number and severity of deficiencies, to correct deficiencies.

(3) A MAC education program that receives a Notice of Deficiency from the Board shall establish a written plan within the specified time and provide reports to the Board, as requested, to document progress in resolving deficiency(ies).

(4) The Board may initiate action regarding any program that fails to correct identified deficiencies within the time specified by the Board, either through a formal hearing or Board-approved informal disposition. The Board may:

(a) Withdrawal of Board approval from the MAC education program, results in the program being ineligible to admit new students. Students admitted to programs without Board approval will be ineligible to apply for the certification exam.

(b) Continue approval of the MAC education program for a specified time period.

(c) MAC program coordinator must notify students in writing of the Board's decision.

Author: Alabama Board of Nursing

Statutory Authority: Code of Ala. 1975, §34-21-2.1.

History: New Rule: Published _____; effective _____.