

ALABAMA BOARD OF NURSING
ADMINISTRATIVE CODE

CHAPTER 610-X-8
DISCIPLINARY ACTION

610-X-8-.13 Non-disciplinary Administrative Penalties.

(1) Non-disciplinary administrative penalties not to exceed \$1,000.00 (one-thousand dollars) per violation may be imposed for the following violations of Title 34, Chapter 21 of the Code of Alabama:

(a) Practicing on a lapsed registered nurse license, licensed practical nurse license, medication assistant, certified permit or nursing support technician certified permit for a period of time not to exceed 90 calendar days from the date of the lapse.

(b) Practicing as an advanced practice nurse with a lapsed certificate of qualification for a period of time not to exceed 90 calendar days from the date of the lapse.

(c) Other practice without Board approval for a period of time not to exceed 90 calendar days from the date of loss of approval.

(e) Failure to submit required documentation within the deadline established by the Board.

(f) Continuing education violations that do not involve fraud or deceit.

(2) If a licensee or holder of a permit, certificate or approval fails to pay the non-disciplinary administrative penalty within 30 days of its assessment, the Board may refer the matter for investigation to determine if formal proceedings should be instituted for the conduct.

(3) A licensee or holder of a permit, certificate or approval shall not qualify for the non-disciplinary administrative penalty referenced above for more than one (1) violation occurring within five (5) years of any prior application of this rule.

(4) Non-disciplinary administrative penalties:

(a) Are not publicly available information;

(b) Are not issued following a formal proceeding;

(c) May not be issued for conduct which is connected to the delivery of healthcare services; and

(d) May not be assessed in conjunction with any other disciplinary action.

Author: Alabama Board of Nursing

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

History: New Rule: Filed July 26, 2019; effective September 9, 2019; operative January 1, 2020. **Amended:** Published July 31, 2024; effective September 14, 2024.