

APA-1
11/96

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control _____ Department or Agency: Alabama Board of Examiners in Marriage & Family Therapy

Rule No.: 536-X-10

Rule Title: Complaint Procedures

_____ New X Amend _____ Repeal _____ Adopt by Reference

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 and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? No

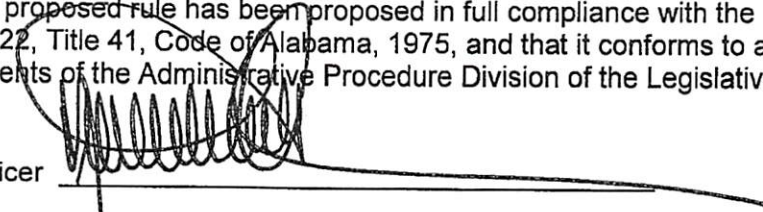
Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

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 

Date: April 20, 2022

(DATE FILED)
(STAMP)

REC'D & FILED

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LEGISLATIVE SVC AGENCY

APA-2
11/96

Alabama Board of Examiners in Marriage and Family Therapy

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Examiners in Marriage and Family Therapy

RULE NO. & TITLE: 536-X-10 Complaint Procedures

INTENDED ACTION: Amend

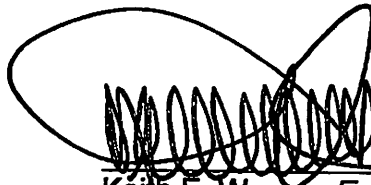
SUBSTANCE OF PROPOSED ACTION: The Board proposes delete language that was incorrectly certified within this chapter.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written comments will be received by the Board until 4:00 p.m. on Friday, June 13, 2022. Comments should be directed to Keith E. Warren, *Executive Director*, 2777 Zelda Road, Montgomery, AL 36106 or via electronic mail at keith@alstateboard.com or via telephone at 334-395-7455.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
Friday, June 13, 2022.

CONTACT PERSON AT AGENCY:

Keith E. Warren
Executive Director
2777 Zelda Road
Montgomery, AL 36106
(334) 395-7455



Keith E. Warren, *Executive Director*
Alabama Board of Examiners in Marriage and Family Therapy

ALABAMA BOARD OF EXAMINERS IN
MARRIAGE AND FAMILY THERAPY
ADMINISTRATIVE CODE

CHAPTER 536-X-10
COMPLAINT PROCEDURES

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~~536-X-10-.01 Application For Spouses Of Active Duty
Military Personnel~~
~~536-X-10-.02 Complaint Procedures~~

~~536-X-10-.01 Application For Spouses Of Active Duty Military
Personnel.~~

~~_____ (1) _____ Per the Military Family Jobs Opportunity Act (Act
2018-540), An applicant shall be issued a license, pending
approval, if the requirements of the original issuing state or
governing body are substantially equivalent to that required by
the Board.~~

~~_____ (2) _____ Per the Military Family Jobs Opportunity Act (Act
2018-540), If an applicant is approved for licensure, the board
will waive the initial licensing fee.~~

~~_____ (3) _____ Per the Military Family Jobs Opportunity Act (Act
2018-540), Temporary licenses shall be issued to applicants for
a 180-day period, so that the applicant can begin practice while
completing any and all requirements for full licensure.~~

~~Author: John L. Keating~~

~~Statutory Authority: Code of Ala. 1975, §34-27C-3(a)(91).~~

~~History: New Rule: Published January 31, 2022, effective
March 17, 2022.~~

~~536-X-10-.0102 Complaint Procedures.~~

(1) Complaints are to be submitted to the Board in writing. A complaint form has been developed by the Board. The Board does not accept anonymous complaints.

(2) A complaint is forwarded to the Executive Director, Board Counsel, Board investigator and the assigned Board Member, after consultation with Board Counsel.

(3) The Board member informs the Board Counsel if he or she thinks there has been a rule or law violation.

(4) If no violation has occurred, a letter is written to the complainant closing the file.

(5) If a violation has occurred, a letter is written to the licensee asking for a response to the complaint and the response must be submitted within 30 days. The Board investigator may follow-up with the licensee regarding the complaint.

(6) Upon receipt of the licensee's response to the complaint, the Board investigator prepares and submits a report which is forwarded to the Executive Director, Board Counsel and Board member.

(7) The Board member makes a recommendation to the Board Counsel regarding the disposition of the complaint.

(8) A consent agreement is sent to the licensee. If the licensee does not respond to the consent agreement within the time prescribed, a hearing notice will be sent to the licensee and the matter will be held for administrative hearing.

(9) At the conclusion of any disciplinary matters, a letter is written to the complainant outline the action taken in this matter.

Author: The Alabama Board of Examiners in Marriage and Family Therapy

Statutory Authority: Code of Ala. 1975, §§34-17A-1 thru 34-17A-26.

History: New Rule: Published October 30, 2020; effective December 14, 2020.

Ed. Note Previous rule .01 was renumbered to .02 per certification published January 31, 2022; effective March 17, 2022. **Amended:** Filed April 20, 2022;