

APA-1
07/04

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control No. 255 Department or Agency: AL Board of Examiners in Counseling
Rule No. 255-X-2-.02 Licensed Professional Counselor

 New X Amended Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? No

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 Reference Service.

Signature of certifying officer

Florence Hemphill
Florence Hemphill

Date 5/15/17

DATE FILED
STAMP

APA-2
07/04

ALABAMA BOARD OF EXAMINERS IN COUNSELING

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Examiners in Counseling

RULE NO. & TITLE: 255-X-2-.02 Licensed Professional Counselor

INTENDED ACTION:

The Alabama Board of Examiners in Counseling proposes to amend this rule to correct the reference to the Code of Ala. listed in the Statutory Authority line.

SUBSTANCE OF PROPOSED ACTION:

The proposed amendment will change the Statutory Authority from Code of Ala. 1975 34-8A-2(1) to 34-8A-2(4).

TIME, PLACE, MANNER OF PRESENTING VIEWS: Interested persons may present their views in writing to the Executive Director of the Alabama Board of Examiners in Counseling at any time during the 51-day period following the 31st day of May, 2017, or if requested in advance, by personally appearing at Room 765, Medical Forum Building, 950 22nd Street North, Birmingham, AL at 10:00 a.m., Friday, July 21, 2017.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

July 21, 2017

CONTACT PERSON AT AGENCY: Florence Hemphill
Executive Director
Alabama Board of Examiners in Counseling
950 22nd Street, North, Suite 765
Birmingham, AL 35203
Telephone 205 458-8716


Florence Hemphill

255-X-2-.02 Licensed Professional Counselor. Any person who represents to the public by any title or description of services incorporating the words (licensed professional counselor" or "licensed counselor"; and who offers to render professional counseling services in private practice to individuals, groups, organizations, corporations, institutions, government agencies, or the general public in settings of individual or group practice for a fee, salary or other compensation, implying licensure and training, experience, or expertise in counseling, and who holds a current, valid license to engage in the private practice of counseling, with the exception of those practitioners listed in Code of Ala. 1975, and who holds a current, valid license to engage in the private practice of counseling, with the exception of those practitioners listed in Code of Ala 1975, §34-8A-3.

Author: Alabama Board of Examiners in Counseling

Statutory Authority: Code of Ala. 1975, §34-8A-2-(1)(4)

History: Filed September 30, 1982. **Amended:** Filed November 9, 2006; effective December 14, 2006.