

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 610 Department or Agency Alabama Board of Nursing
Rule No. 610-X-6-01
Rule Title: Standards of Nursing Practice - Definitions
 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

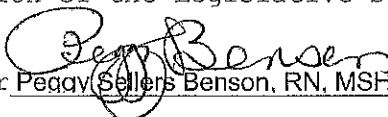
Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

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  Peggy Sellers Benson, RN, MSHA, MSN, NE-BC

Date May 18, 2018

(DATE FILED)
(STAMP)

APA-2
11/96

ALABAMA BOARD OF NURSING

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Nursing

RULE NO. & TITLE: 610-X-6-.01 Standards of Nursing Practice -
Definitions


INTENDED ACTION: The Alabama Board of Nursing proposes to amend the definitions related to standards of practice.

SUBSTANCE OF PROPOSED ACTION: The Alabama Board of Nursing proposes to amend Administrative Code, 610-X-6-.01 Standards of Nursing Practice - Definitions. A copy of the proposed rule may be found on the Board's web site, www.abn.alabama.gov, under "laws" and then "proposed rule changes." The proposed changes ensure consistency in the use of regulatory terms.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written or verbal comments will be received by the Board of Nursing until 4:30 P.M. on Thursday, July 5, 2018. Verbal or written comments should be directed to Peggy Benson, Executive Officer, at P.O. Box 303900, Montgomery, AL 36130-3900 or via electronic mail at Peggy.Benson@abn.alabama.gov or via telephone at 334-293-5210.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
The record closes at 4:30 P.M. on Thursday, July 5, 2018.

CONTACT PERSON AT AGENCY: Peggy Benson, Executive Officer.



Executive Officer

610-X-6-.01 Definitions.

- (1) Accountability: The state of being answerable or responsible for action.
- (2) Assessment, Comprehensive: The systematic collection and analysis of data, including the physical, psychological, social, cultural, and spiritual aspects of the patient by the registered nurse for the purpose of judging a patient's health and illness status and actual or potential health needs. Comprehensive assessment includes patient history, physical examination, analysis of the data collected, and development, implementation, and evaluation of the patient's plan of care.
- (3) Assessment, Focused: An appraisal of a patient's status and specific complaint through observation and collection of objective and subjective data by the registered nurse or licensed practical nurse. Focused assessment may contribute to a comprehensive assessment performed by the registered nurse and involves identification of normal and abnormal findings, and anticipation and recognition of changes or potential changes in the patient's health status.
- (4) Assignment, Licensed Nurse: The transfer of responsibility and accountability for nursing activities from one licensed nurse to another.
- (5) Assignment, Unlicensed Individual: The assignment of tasks from a licensed nurse to unlicensed assistive personnel. The licensed nurse making the assignment retains accountability for accurate and timely completion and outcome of the tasks.
- (6) Delegation: The act of authorizing a competent individual to perform selected nursing activities supportive to registered nurses or licensed practical nurses in selected situations, while retaining accountability for the outcome, if the delegation is to an unlicensed individual.
- (7) Dual Relationship: Any time a licensed nurse interacts with a patient outside the nurse-patient relationship.
- (8) Hospital: A facility described in Code of Ala. 1975, Section 22-21-20(1), other than a health maintenance organization, which has an organized medical staff, or which employs the services of a medical director who is a physician licensed to practice medicine in Alabama. The term hospital shall not include the private offices of physicians or dentists, whether in individual, group, registered corporation, or registered association practice.
- (9) Legally Authorized Prescriber: ~~physician,~~

~~dentist, certified registered nurse practitioner, certified nurse midwife, or physician assistant~~ healthcare professional who is authorized by law to prescribe medications or other treatment modalities.

(10) May: Power, privilege, or right retained by the Board.

(11) May not: Prohibition.

(12) Moderate Sedation: The administration of pharmacological agent(s) for the purpose of inducing a medically controlled state of depressed consciousness limited to short periods of time and used for diagnostic and therapeutic procedures that:

(a) Allow protective reflexes to be maintained.

(b) Retain the patient's ability to maintain a patent airway, respiratory rate, and rhythm.

(c) Permit expected responses by the patient to physical stimulation and verbal command.

(13) Organized Program of Study: An organized sequence of learning activities that provides the instructional foundation (didactic and clinical) for participants to achieve the desired learning outcomes in a given subject matter.

(14) Professional Boundary: Behavior of the licensed nurse in maintaining a therapeutic relationship with a patient for the patient's benefit, rather than behavior that shifts the focus to the licensed nurse.

(15) Qualified Instructor: An individual with the knowledge, skills, ability, experience, and expertise to present the selected topic.

(16) Responsibility: The charge to do something that is expected performance.

(17) Shall: Duty, requirement, or condition.

(18) Supervised Clinical Practice: A systematic plan for practicing the behavior or skill related to the standardized procedure under the supervision of a qualified instructor for the purpose of mastering the procedure.

(19) Supervision, Direct: Responsible licensed nurse is physically present in the facility and readily accessible to designate or prescribe a course of action or to give procedural guidance, direction, and periodic evaluation. Direct supervision

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by a registered nurse is required for new graduates practicing on a temporary permit.

(20) **Supervision, Indirect:** Responsible licensed nurse is available for periodic inspection and evaluation through physical presence, electronic or telephonic communication for direction, consultation, and collaboration.

(21) **Standardized Procedure:** Written policies and protocols establishing the permissible functions, activities, and level of supervision of registered nurses and licensed practical nurses for practice beyond basic nursing education preparation.

(22) **Standardized Procedure Report:** Document submitted annually to the Board of Nursing identifying the facility's current practices and procedures beyond basic education.

(23) **Unencumbered license:** An active license that has no current stipulations, conditions, or limitations.

(24) **Standard Precautions:** Recommendations issued by the Centers for Disease Control and Prevention (CDC) to minimize the risk of transmission of pathogens.

(25) **Telehealth nursing:** The practice of distance nursing care using telecommunications technology.

Author: Alabama Board of Nursing

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

History: New Rule: Filed November 23, 2009; effective December 28, 2009. **Repealed and New Rule:** Filed July 25, 2016; effective September 8, 2016. **Amended:** Filed May 18, 2018