TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control 190 Department or Agency: Alabama State Board of Chiroprace	tic Examiners
Rule No. 190-X-212 Rule Title: Reinstatement of License/Clinic Permit	
New _XX_Amend Repeal Adopt by Ref	ference
110000 0 1100	
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
	1 05
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
In the increase in costs if any more harmful to the multip them the	
Is the increase in costs, if any, more harmful to the public than the harm that might result from the absence of the proposed rule?	n/a
harm that high result from the absence of the proposed full;	II/a
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?	$N_{ m o}$
Does the proposed rule have an economic impact.	140
If the proposed rule has an economic impact, the proposed rule is required accompanied by a fiscal note prepared in accordance with subsection (f) of 22-23, Code of Alabama 1975.	
22-23, Code of Alabama 1975.	
Certification of Authorized Official	
I certify that the attached proposed rule has been proposed in full complia requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it capplicable filing requirements of the Administrative Procedure Division of Legislative Reference Service.	conforms to all
Signature of certifying officer	
Date August 12, 2015	
	E FILED
(STA	AMP)

ALABAMA STATE BOARD OF CHIROPRACTIC EXAMINERS

NOTICE OF INTENDED ACTION

AGENCY NAME: The Alabama State Board of Chiropractic Examiners

RULE NO. & TITLE:

- (1) Rule 190-X-1-.02 Composition and Selection of Board
- (2) Rule 190-X-1-.18 Fees
- (3) Rule 190-X-2-.01 Requirements for Licensure by Examination
- (4) Rule 190-X-2-.08 Verification of License
- (5) Rule 190-X-2-.11 Renewal of License
- (6) Rule 190-X-2-.12 Reinstatement of License/Clinic Permit
- (7) Rule 190-X-2-.13 Replacement License/Permit, Name Change or Duplicate
- (8) Rule 190-X-2-.14 Retirement of License
- (9) Rule 190-X-4-.08 Restoration of a Refused, Revoked or Cancelled License
- (10) Rule 190-X-5-.12 Aiding Unauthorized Practice Prohibited

<u>INTENDED ACTION</u>: The Alabama State Board of Chiropractic Examiners proposes to amend or repeal the rules as listed above.

SUBSTANCE OF PROPOSED ACTIONS:

- (1) The Alabama State Board of Chiropractic Examiners proposes to amend this rule per changes in ACT 2015-275.
- (2) The Alabama State Board of Chiropractic Examiners proposes to amend this rule per changes in ACT 2015-275.
- (3) The Alabama State Board of Chiropractic Examiners proposes to amend this rule per changes in ACT 2015-275.
- (4) The Alabama State Board of Chiropractic Examiners proposes to amend this rule per changes in ACT 2015-275.
- (5) The Alabama State Board of Chiropractic Examiners proposes to amend this rule per changes in ACT 2015-275.
- (6) The Alabama State Board of Chiropractic Examiners proposes to amend this rule per changes in ACT 2015-275.
- (7) The Alabama State Board of Chiropractic Examiners proposes to amend this rule per changes in ACT 2015-275.
- (8) The Alabama State Board of Chiropractic Examiners proposes to repeal this rule per changes in ACT 2015-275.
- (9) The Alabama State Board of Chiropractic Examiners proposes to repeal this rule per changes in ACT 2015-275.
- (10) The Alabama State Board of Chiropractic Examiners proposes to amend this rule to delete obsolete verbiage.

<u>TIME, PLACE AND MANNER FOR PRESENTING VIEWS</u>: Written or oral comments may be submitted to the Alabama State Board of Chiropractic Examiners, 126 Chilton Place, Clanton, AL 35045, 205-755-8000.

FINAL DATE FOR COMMENT & COMPLETION OF NOTICE: October 6, 2015.

CONTACT PERSON AND ADDRESS:

Amy Deavers
Administrative Assistant
Alabama State Board of Chiropractic Examiners
126 Chilton Place
Clanton, AL 35045
1-800-949-5838 ext. 226

Sheila Bolton Executive Director

Alabama State Board of Chiropractic Examiners Proposed Amended Rule

190-X-2-.12 Reinstatement Of Lapsed License/Clinic Permit

In the event any licensee allows his/her-license-or permit-to lapse and desires to return to active practice, he/she must apply to the Board for a reinstatement of the license or permit and must submit to the Board a reinstatement fee together with all back fees including the highest late renewal penalty. Each applicant shall submit a properly completed Alabama Bureau of Investigation (ABI) Form 46 and required processing fees for a criminal background report. The applicant shall submit a properly completed ABI Form - 46 and Federal Bureau of Investigation (FBI) fingerprint cards and required processing fees for an FBI criminal background report. The applicant must satisfy the Board that he/she is of good moral character and that he/she otherwise possesses all qualifications required by law of licensees or permit holders. Applicants for reinstatement, who graduated from chiropractic college after January 1, 2010, shall submit a transcript they have a bachelors degree from an accredited college or university or an academic graduate degree from a regionally accredited college or university and evidence of passing a nationally recognized standardized test commensurate with the referenced degree. Additionally, the Board may require the applicant to enroll in and pass a refresher course approved by the Board at an accredited chiropractic school. The Board's decision as to whether a course of study will be required and whether a particular course of study will be approved shall be made on an individual case basis and shall be based on all relevant circumstances of that case.

Any chiropractor who has not renewed their license by December 31st of any year or who has not reinstated their license by January 31st of the following year who desires to return to the active practice of chiropractic shall submit an application for reinstatement and a nonrefundable reinstatement fee and penalty. In addition, the applicant shall possess good moral character and meet the educational requirements existing at the time of initial licensure. As a condition of reinstatement, the board may require the completion a designated number of continuing education hours, the successful completion of a refresher course(s) at an accredited chiropractor college approved by the board, passing of a law exam or all of the above. The board shall also require any other requirements imposed by any applicable statutory provision.

Any permit holder who has not renewed the permit by December 31 of any year or who has not reinstated the permit by January 31 of the following year who desires to continue operation of their

Alabama State Board of Chiropractic Examiners Proposed Amended Rule

practice shall submit an application for reinstatement and a non-refundable reinstatement fee and penalty. In addition the applicant shall possess good moral character and meet the requirements existing at the time the initial permit was issued. The Board shall also require any other requirements imposed by any applicable statutory provision.

Author: Board of Chiropractic Examiners

Statutory Authority: Code of Ala. 1975, \$\$34-24-144, 34-24-165, 34-24-172.

History: Filed September 30, 1982. Amended: Filed
June 12, 2000; effective July 17, 2000. Amended: Filed

November 6, 2003; effective December 11, 2003. Amended: Filed

June 18, 2009; effective July 23, 2009. Amended: 6/2015