

APA-1

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 589 Department or Agency Alabama State Board of Prosthetists and Orthotists

Rule No. 746-X-5-.05

Rule Title: Continuing Professional Education Required

New	Amend (X)	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?				N/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?				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

Ronald E. Zell

Date 12-16-13

APA-2

**ALABAMA STATE BOARD OF PROSTHETISTS AND ORTHOTISTS
Notice of Intended Action**

**AGENCY NAME: ALABAMA STATE BOARD OF PROSTHETISTS
AND ORTHOTISTS**

RULE NO. : 746-X-5-.05

**TITLE: CONTINUING PROFESSIONAL EDUCATION
REQUIRED**

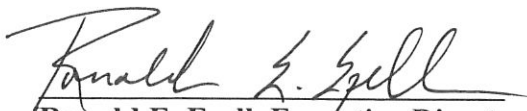
INTENDED ACTION: Amend Existing Rule

SUBSTANCE OF PROPOSED ACTION: Delete 746-X-5-.05(2)(c) which requires 50% of the required continuing education courses be taken in Alabama or be provided by a board approved Alabama provider.

TIME, PLACE, MANNER OF PRESENTING VIEWS: The board will provide the public with an opportunity to present their views orally by contacting the Board at 334-420-1111 or in writing at the following address: Alabama State Board of Prosthetists and Orthotists, P.O. Box 1052, Montgomery, 36101; or via electronic mail at rezell113@aol.com. Physical Address: 441 High Street, Montgomery, AL 36104. All oral and written comments to be received no later than 4:00 PM on February 5, 2014.

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
The record shall be closed on February 5, 2014 at 4:00 PM.**

CONTACT PERSON AT AGENCY: Ronald E. Ezell, Executive Director, Alabama State Board of Prosthetists and Orthotists, P.O. Box 1052, Montgomery, AL 36101; 441 High Street, Montgomery, AL 36104; Phone: 334-420-1111.


Ronald E. Ezell, Executive Director

746-X-5-.05 Continuing Professional Education Required

(1) (a) As a condition of licensure renewal, an assistant must obtain every year a minimum of one hour of continuing education in board approved courses on orthotic assistant, prosthetic assistant, or orthotic/prosthetic assistant regulation and compliance with the Alabama prosthetic and orthotic act and board rules.

(b) As a condition of license renewal for those who are currently licensed and actively practicing in this state, a prosthetic assistant, orthotic assistant, or orthotic/prosthetic assistant must obtain every year a minimum of one hour of continuing education board approved courses on prosthetic and/or orthotic assistant ethics.

(2) (a) A minimum of six hours of continuing education for a prosthetic assistant, orthotic assistant, or prosthetic/orthotic assistant, as approved by the Alabama State Board of Prosthetists and Orthotists is required annually for license renewal.

(b) No more than one third (1/3) of the required hours may be completed in a distance based continuing education format which complies with the provisions of this rule.

~~(c) At least 50% of the required continuing education courses must be taken in Alabama or be provided by a board approved Alabama provider.~~

Authors: Glenn Crumpton

Statutory Authority: Code of Ala. 1975, §34-25A-1-14.

History: New Rule: Filed December 18, 2009; effective April 22, 2010; **Amended:** Filed December 16, 2013.