

ALABAMA BOARD OF REHABILITATION SERVICES

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Rehabilitation Services

RULE NO. & TITLE: Amend Rule No. 795-7-11-.04 Elections.

INTENDED ACTION: The ALABAMA BOARD OF REHABILITATION SERVICES proposes to amend rules and regulations.

SUBSTANCE OF PROPOSED ACTION: The amendment of this rule is authorized under the authority of ALA. CODE 1975 §21-9-1 *et seq.*, and the Alabama Board of Rehabilitation Services wishes to amend this rule so as to come in compliance with requirements for the program. This amended rule and regulation is issued under the authority of ALA.CODE 1975 §21-9-1 *et seq.* This rule covers specific requirements and procedures necessary for the proper administration of Alabama law. The amendment changes the terminology from BEP area to BEP region, clarifies the schedule of elections, places the duty for submitting names of elected committee members on the BEP representative, and clarifies voting and timing of the election of Elected Committee executive officers.

Copies of the proposed amended rule are available for inspection in the offices of the Board, 602 South Lawrence Street, Montgomery, Alabama 36104. Upon reasonable notice, persons requiring accommodation may obtain copies in large print, Braille or other media.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested persons may submit written comments, and if requested in advance may personally appear before the Alabama Board of Rehabilitation Services by submitting a request to appear, to:

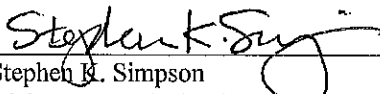
Stephen K. Simpson
602 South Lawrence Street
Montgomery, Alabama 36104
Telephone: (334) 293-7187

To be considered by the Board, written comments must be received in the office of the Board no later than two days before the next regularly scheduled Board meeting on March 3, 2017, to wit: not later than March 1, 2017. Persons desiring to orally express their views before the Board must first submit their comments in writing as stated above, and shall be limited to ten minutes per person.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: March 1, 2017.

CONTACT PERSON AT AGENCY:

Stephen K. Simpson
602 South Lawrence Street
Montgomery, Alabama 36104
Telephone: (334) 293-7187



Stephen K. Simpson
Alabama Board of Rehabilitation Services

**ALABAMA DEPARTMENT OF REHABILITATION SERVICES
BUSINESS ENTERPRISE PROGRAM**

**CHAPTER 795-7-11
ELECTED COMMITTEE OF BLIND VENDORS**

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795-7-11-.04 Elections.

(1) A statewide Elected Committee of Blind Vendors will be elected biennially. Membership on the Elected Committee of Blind Vendors will consist of one committee and one alternate member elected by permanently assigned vendors from each BEP representative's area region. Any permanently assigned vendor may be elected to serve on the committee. A committee member and one alternate member will be elected at a local area region meeting by vendors present and voting on or before July 15 31 of each year according to the following schedule:

Even Year

Birmingham North – Region 3

Decatur East – Region 2

Mobile East – Region 12

Troy/Montgomery West – Region 9

Talladega – Region 7

Tuscaloosa – Region 5

Odd Year

Birmingham South – Region 4

Decatur West – Region 1

Mobile West – Region 11

Montgomery East – Region 8

Anniston – Region 6

Dothan – Region 10

Troy

(2) The names of the elected and alternate committee member from each local area region shall be submitted to the BEP director, in writing, no later than July 31 of each year. BEP representatives shall conduct and certify the election of committee members.

(3) In cases where local vendors BEP representative fails to submit the names of a committee or an alternate member to the BEP director by July 31 in each year, the BEP director will notify the committee chairperson. The Elected Committee of Blind Vendors shall have the authority to appoint a permanently assigned vendor as a committee or an alternate member from that area region until an election can be

conducted.

(4) Biennially the elected committee shall elect a chairperson, vice chairperson, parliamentarian, and secretary from among ~~their membership~~ the elected committee members. Newly elected ~~members~~ committee persons shall take office at the close of the elected committee meeting ~~in October~~ at the first (1st) quarterly meeting of the fiscal year of each year. The chairperson may appoint such subcommittees and special committees as deemed necessary to carry out the functions of the elected committee or SLA. The committee shall determine what rules, if any, will govern its meetings. During the joint meeting of outgoing and newly elected committee members, plans shall be made for an orderly transition.

(5) Should an elected committee or alternate member relocate to ~~an area~~ a region other than the one from which they were elected, said vendor shall resign from the elected committee.

(6) Should a vacancy for an elected committee member occur during his/her term of office, the alternate member shall serve the remainder of his/her term. Should a vacancy for an alternate member occur during his/her term of office, the SLA shall notify vendors from the designated local ~~area~~ region. Vendors from the designated local ~~area~~ region shall elect a replacement at a called or regularly scheduled meeting. The name of the replacement member shall be submitted in writing to the chairperson.

Author: Alabama Board of Rehabilitation Services, Alabama Elected Committee of Blind Vendors.

Statutory Authority: Alabama Code 1975 §§ 21-1-40 and 21-9-9; 20 U. S. C. § 107 et. seq.

History: New Rule: Filed January 19, 2000; effective February 23, 2000.

Amended: Filed September 3, 2004; effective October 8, 2004; **Amendment:** Filed December 16, 2016.