

ALABAMA BOARD OF REHABILITATION SERVICES

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Rehabilitation Services

RULE NO. & TITLE: Amend Rule No. 795-7-6-.03 Initial Inventory, Escrow Fund, Starting Capital, Business License.

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 in the title and removes the necessity for an escrow status report.

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:

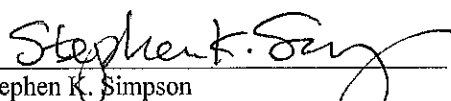
Stephen K. Simpson
602 South Lawrence Street
Montgomery, Alabama 36104
Telephone: (334) 293-7187

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 795-7-6
VENDING FACILITIES**

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795-7-6-.03	<u>Initial Inventory, Escrow Fund Stock, Starting Capital, Business License.</u>

(1) The SLA shall provide an adequate initial inventory of stocks and supplies for the use of the vendor.

(2) It is the responsibility of the vendor to maintain, at all times, a merchandise inventory equal to the initial stock or cash value provided by the SLA.

(3) Ownership of the initial stock, or its current wholesale cash value, shall be vested in the SLA and ownership of all inventory, stock-in-trade, and funds on hand, other than that provided by the SLA, shall be vested in the vendor.

(4) All permanently assigned vendors are required to pay a monthly escrow payment of one percent (1%) of the equivalent value of cash and initial or expanded inventory, not to exceed \$100. Temporary operators, probationary vendors, licensees or others are not required to pay a monthly escrow payment on their inventory.

(5) The inventory or escrow amount due will require a separate payment to the Escrow Fund and should not be included in the same instrument used to pay the amount due the set-aside fund.

(6) The assignment of additional stock, supplies and/or cash to a facility will change the minimum escrow payment. The payment will be one percent (1%) of the revised indebtedness reflecting the current assignment of stock, supplies and/or cash.

~~(7) The SLA shall provide each permanently assigned vendor an escrow status report. The escrow status report will cover the previous calendar year and be provided in February of each year. The report shall reflect payment(s) completed the outstanding balance due or payment conclusion of escrow obligations for the equivalent value of cash~~

~~and initial or expanded inventory.~~ The SLA will determine the necessary amount and provide initial starting capital for a facility.

(8) The SLA shall provide, if necessary, the initial business license for a facility.

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 August 8, 2001; effective September 12, 2001; **Amendment:** Filed December 16, 2016.