TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control No. <u>795</u> D	epartme		<u>bama Board and Dept. c</u>	of Rehabilitation Services.
RuleNo Rule Title:		95-7-703	2	
TATE OF THE PARTY	<u>Kec</u>	ords – Financiai I	Reports And Set-Aside	Assessments
New;		Amend;	Repeal;	Adopt by Reference
Would the absence o	f the pro	nosed rule signifi	icantly harm or	
endanger the public l	-		•	No
omanigor ino paono i	rourin, vi	remare, or sarety?		110
Is there a reasonable	relation	ship between the	state's police	
power and the protec	Yes			
		,		
Is there another, less	restricti	ve method of regu	ılation available	
that could adequately	No			
			•	 ,
Does the proposed ru				
increasing the costs of	of any go	oods or services in	nvolved and, if	
so, to what degree?				No
Ta 4h a 1m a maa a 2 1m a 2 2		1	a 119 a	
Is the increase in cos				37/4
the harm that might i	result iro	om the absence of	the proposed rule?	<u>N/A</u>
Are all facets of the	rulemak	ina process desim	ned colely for	
the purpose of, and so they have, as their primary effect, the protection of the public?				Yes
	Paroxiv.			
********	******	*****	********	· **********
Does the proposed ru	ule have	an economic imp	eact?	No
		-		
				uired to be accompanied by
	d in acco	ordance with subs	ection (f) of Section 41-	-22-23, Code of Alabama,
<u>1975</u> .				
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Certification of Auth			· ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ ጥ	`
Certification of Auti	iorizea (Jinciai		•
Lecrify that the atta	ched pro	posed rule has be	en proposed in full con	nnliance with the
			Alabama, 1975, and the	
			Administrative Proced	
Legislative Reference				wie Division of she
•		~1	, , , , , ,	
Signature of certifyi	ng office	er Stap	her town	· · · · · · · · · · · · · · · · · · ·
Date 12-16-1		9)
Date 17 10-1	. 4		·	•

ALABAMA BOARD OF REHABILITATION SERVICES

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Rehabilitation Services

<u>RULE NO. & TITLE</u>: Amend Rule No. 795-7-7-.03 Records – Financial Reports and Set-Aside Assessments.

<u>INTENDED ACTION</u>: 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 creates a mandatory meeting for seriously delinquent vendors.

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.

<u>TIME, PLACE, MANNER OF PRESENTING VIEWS</u>: 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 795-7-7 SET-ASIDE FUNDS

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- 795-7-7-.03 <u>Records Financial Reports And Set-Aside Assessments.</u>
- (1) The SLA shall provide a financial report to the Elected Committee of Blind Vendors on a quarterly basis. Financial reports shall identify revenue, expenditure and balance information for the accounts that are maintained for the purposes of supporting the BEP. The SLA shall maintain adequate records to support the revenue, expenditure and balance information for the accounts that are maintained for the purposes of supporting BEP.
- (2) Vendors shall submit a copy of their monthly financial report to their BEP representative by the 20th of each month following the previous month of operation. Monthly financial reports with the proper amount due the set-aside and escrow fund shall be submitted to the BEP accounting section by the 20th of each month. Reports received after the last day of the month with improper amounts due or without payment to the set-aside or escrow fund are considered delinquent. Financial reports and/or amounts due the set-aside or escrow fund that remain delinquent 90 days shall be considered seriously delinquent and may be cause for removal from one's assigned facility. The BEP representative will arrange a mandatory meeting with the assistant commissioner and BEP director. The purpose of this meeting will determine the vendor's continued participation in the BEP program and may be cause for removal from one's assigned 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;

Amendment: Filed December 16, 2016.