## TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control 540 Department or Agency Alabama Sta	te Board of Medical Examiners
Rule No. Chapter 540-X-814	CT:
Rule Title: Denial, Suspension and Revocation of	
New X Amend	Repeal Adopt by Reference
Would the absence of the proposed rule	
significantly harm or endanger the public	
health, welfare, or safety?	YES
nouting fronting or survey.	
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 impressed in cost if any many houseful	
Is the increase in cost, if any, more harmful	
to the public than the harm that might result	NO
from the absence of the proposed rule?	NO
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
F	
***************	
Does the proposed rule have an economic impact?	NO NO
If the managed myle has an enemia immed the	wan and with to
If the proposed rule has an economic impact, the proposed to be assembled by a figural note proposed	
required to be accompanied by a fiscal note prepar	
subsection (f) of Section 41-22-23, Code of Alaba	<u>.ma 1973</u> .
************	************
Certification of Authorized Official	
I and Callet decree about a second and a book as a second and	C.11
I certify that the attached proposed rule has been proposed in compliance with the requirements of Chapter 22. Title 41. C	ode of Alabana 1975, and that it conforms to all applicable filing
requirements of the Administrative Procedure Division of t	le Legislative Reddence Service.
10	الله الملاكا
Signature of certifying officer	
Date: February 19, 2015	

## ALABAMA STATE BOARD OF MEDICAL EXAMINERS

## NOTICE OF INTENDED ACTION

**AGENCY NAME:** 

Alabama State Board of Medical Examiners

RULE NO. & TITLE:

Chapter 540-X-8-.14, Denial, Suspension and Revocation of

License

**INTENDED ACTION:** 

To amend the rule

SUBSTANCE OF PROPOSED ACTION:

To amend the rule to clarify wording and to state the

court for appeals of physician license denial,

suspension or revocation

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested persons may submit data, views, or arguments concerning the proposed new rule(s) orally or in writing to: Patricia E. Shaner, General Counsel, Alabama State Board of Medical Examiners, Post Office Box 946, Montgomery, Alabama 36101-0946, by mail or in person between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, until and including Friday, April 3, 2015. Persons wishing to obtain copies of the text of this rule and submit data, views, or comments or arguments orally should contact Patricia E. Shaner, by telephone (334-242-4116) during said period in order to set up an appointment for a hearing respecting such oral data, views, or arguments.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: April 3, 2015

**CONTACT PERSON AT AGENCY:** 

Patricia E. Shaner

Larry D. Dixon, Executive Director

## 540-X-8-.14 Denial, Suspension and Revocation of License.

- (1) The Board of Nursing may deny, suspend or revoke the license of a certified registered nurse practitioner for any cause set forth in Code of Alabama 1975, as amended, § 34-21-25, and any rules promulgated pursuant to law.
- (2) The Board of Medical Examiners may deny, suspend or revoke seek the denial, suspension or revocation of the license of a physician for any cause set forth in Code of Alabama 1975, as amended, § 34-24-57 and § 34-24-360 and any rules promulgated pursuant to law.
- (3) Any person CRNP who is denied a license or whose license is suspended or revoked may appeal to the Circuit Court or a court of like jurisdiction of the county in which said person resides, any order of the respective board under this section within thirty days from date of decision of the board. The trial of appeals hereunder shall be conducted in like manner, as nearly as may be, as provided for in Code of Alabama 1975, as amended, § 41-22-20.
- (4) A physician who is denied a license or whose license is suspended or revoked may appeal to the Alabama Court of Civil Appeals according to Code of Alabama 1975, as amended, § 34-24-367.

Author: Alabama Board of Medical Examiners.

Statutory Authority: Code of Alabama 1975, as amended, §§ 34-24-53,

34-21-25, 34-21-89, 34-24-57, 34-24-360 and 41-22-20.

History: This new Chapter 8 - Advanced Practice Nurses: Collaborative Practice replaces Chapter 8 - Nurse Midwives. This chapter is being filed as a joint effort by the Alabama Board of Nursing and the Alabama Board of Medical Examiners. Amended/Approved For Publication: March 20, 1996. Approved/Adopted: June 19, 1996. Effective Date: July 25, 1996. Amended (renumbered)/Approved for Publication: May 21, 2003. Approved/Adopted: August 20, 2003. Effective Date: September 30, 2003. Amended/Approved for Publication: February 18, 2015.