

APA-1  
6/93

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control 540 Department or Agency Alabama State Board of Medical Examiners  
Rule No. 540-X-19-05  
Rule Title: Training Requirements, Medical Director, Other Requirements  
         New           Amend          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?          NO         

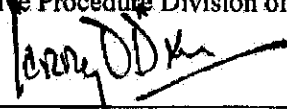
Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public?          YES         

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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.

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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          

Date: October 12, 2015

APA-2  
6/93

**ALABAMA STATE BOARD  
OF MEDICAL EXAMINERS**

**NOTICE OF INTENDED ACTION**

**AGENCY NAME:** Alabama State Board of Medical Examiners

**RULE NO. & TITLE:** 540-X-19-.05, Training Requirements, Medical Director, Other Requirements

**INTENDED ACTION:** To amend the rule

**SUBSTANCE OF PROPOSED ACTION:** To amend the rule to require that the Medical Director have a current Drug Enforcement Administration registration, a current Alabama Controlled Substances Certificate, and a current registration with the Alabama Department of Public Health Prescription Drug Monitoring Program.

**TIME, PLACE, MANNER OF PRESENTING VIEWS:** All interested persons may submit data, views, or arguments concerning the proposed new rule(s) and regulation(s) 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 December 4, 2015. Persons wishing to obtain copies of the text of this rule and submit data, views, or comments or arguments orally should contact William F. Addison, 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. The rule amendment will also be available at the Board's web site, [www.albme.org](http://www.albme.org).

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:** December 4, 2015

**CONTACT PERSON AT AGENCY:** William F. Addison



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Larry D. Dixon, Executive Director

540-X-19-.05 Training Requirements, Medical Director; Other Requirements.

(1) Each physician serving as the medical director at a practice location shall meet at least one of the following requirements:

(a) Successful completion of a residency program in physical medicine and rehabilitation, anesthesiology, addiction medicine, neurology, neurosurgery, family practice, preventive medicine, internal medicine, surgery, orthopedics, or psychiatry approved by the Accreditation Council for Graduate Medical Education (ACGME) or the American Osteopathic Association Bureau of Osteopathic Specialists (AOABOS).

(b) Board certification in physical medicine and rehabilitation, anesthesiology, addiction medicine, neurology, neurosurgery, family practice, preventive medicine, internal medicine, surgery, orthopedics, or psychiatry approved by the American Board of Medical Specialties (ABMS) or the American Osteopathic Association Bureau of Osteopathic Specialties (AOABOS).

(c) Specialty certification in pain management, pain medicine, hospice and palliative medicine, geriatric medicine, rheumatology, hematology, medical oncology, gynecologic oncology, infectious disease, pediatric hematology-oncology, or pediatric rheumatology recognized by the American Board of Medical Specialties (ABMS) or the American Osteopathic Association Bureau of Osteopathic Specialists.

(d) Board certification by the American Board of Pain Medicine.

(e) Board certification by the American Board of Interventional Pain Physicians.

(f) At least one of the following:

1. Completion of 40 in-person, live participatory AMA PRA Category 1 Credit

or AOA Category 1-A credits in the area of pain management completed within three years of implementation of these rules or prior to serving as a medical director for the practice location, whichever is more recent.

2. Completion of a Board approved course of medical education in the area of prescribing controlled substances completed within three years of implementation of these rules or prior to serving as medical director for the practice location, whichever is more recent, and completion of 40 in-person, live participatory AMA PRA Category 1 Credit or AOA Category 1-A credits in the area of pain management within three years of commencement of service as medical director.

(2) The Medical Director shall be physically on site for a minimum of ten percent of the clinic's operating hours.

(3) The Medical Director shall have a current Drug Enforcement Administration (DEA) Registration.

(4) The Medical Director shall have a current Alabama Controlled Substances Certificate (ACSC).

(5) The Medical Director shall have a current registration with the Alabama Department of Public Health Prescription Drug Monitoring Program (PDMP).

**Author:** Alabama Board of Medical Examiners

**Statutory Authority:** Code of Alabama § 34-24-53, Act 2013-257

**History:** Approved for publication: September 18, 2013. Effective Date: December 19, 2013. Approved for Publication: September 16, 2015.