

ALABAMA ADMINISTRATIVE MONTHLY
VOLUME XXVIII, ISSUE NO. 7

APRIL 30, 2010

TABLE OF CONTENTS

	Page No.
<u>FILINGS BY AGENCY</u>	
ALCOHOLIC BEVERAGE CONTROL BOARD	
Certified Amended Rule:	
20-X-6-.02 On-Premises Licensees	305
ASSISTED LIVING ADMINISTRATORS, BOARD OF EXAMINERS OF	
Proposed Amended Rules:	
135-X-5-.07 Deadline to Pay License Fee.....	269
135-X-7-.01 Licenses.....	270
BOXING COMMISSION	
Certified New Rules:	
Chapter 165-X-3 Bonds	305
Chapter 165-X-4 Medical Requirements	305
Chapter 165-X-6 Ring and Equipment	305
Chapter 165-X-9 Forms	305
Chapter 165-X-10 Championship Rules	305
Appendix A Medical Fitness and Evaluation.....	305
Appendix B Weigh-In Considerations	305
CHIROPRACTIC EXAMINERS, BOARD OF	
Proposed Amended Rules:	
190-X-2-.01 Educational Requirements	271
190-X-2-.17 Non Licensed Chiropractic Practice Ownership.....	272
190-X-7-.02 Extern and Intern.....	273
Certified Amended Rule:	
190-X-1-.18 Fees	305
CONSERVATION AND NATURAL RESOURCES, DEPARTMENT OF	
Certified Amended Rules:	
220-6-.05 Transfer of Vessel Ownership	305
220-6-.06 Boating Accident Reports	305
Certified New Rule:	
220-6-.62 Old River/Rabbit Island Vessel Restrictions	305

EDUCATION, DEPARTMENT OF

Certified Amended Rules:

290-3-2-.03 Approaches to Earning a Professional Educator Certificate..... 305
290-3-2-.04 Professional Educator Certificate 305

Sustaining the Disapproval of Rule by the Joint Committee on Administrative Regulation Review:

Chapter 290-4-1 Education Accountability..... 308

ELECTRICAL CONTRACTORS BOARD

Proposed Amended Rule:

Chapter 303-X-2 Operations of the Board 274

ENGINEERS AND LAND SURVEYORS, BOARD OF LICENSURE FOR PROFESSIONAL

Proposed New Rule:

330-X-1-.13 Appointment of Board Members/Nominating Committee Guidelines 275

Certified Amended Rule:

Chapter 330-X-4 Appendix A – Fees..... 306

ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF

Proposed Amended Rule:

335-6-6-.23 General Permits..... 276

FINANCE, DEPARTMENT OF

Certified Amended Rules:

355-4-1-.02 Definitions..... 306
355-4-1-.03 General Requirements of Vendors..... 306
355-4-1-.04 Operational Policy 306

Certified New Rule:

355-4-1-.07 State of Alabama Procurement/Credit Card Program..... 306

HEALTH, DEPARTMENT OF PUBLIC

Proposed Amended Rules:

420-3-26-.01 General Provisions 277
420-3-26-.02 Licensing..... 278
420-3-26-.03 Standards for Protection Against Radiation..... 279
420-3-26-.07 Use of Radionuclides in the Healing Arts..... 280
420-3-26-.10 Notices, Instructions, and Reports to Workers; Inspections 281

Certified Repealed Rule:

Chapter 420-1-1 Chemical Test for Intoxication 306

HEALTH, DEPARTMENT OF PUBLIC (cont.)

Certified Repealed Rules:

Chapter 420-3-12	Design, Construction, Installation and Operation of Food and Beverage Vending Machines	306
Chapter 420-5-13	Birthing Centers	306
Chapter 420-9-1	Hearing Aid Dealers	306

HEALTH PLANNING AND DEVELOPMENT AGENCY

Certified New Rule:

410-1-4-.02	Construction or Relocation of Administrative or Branch Office	306
-------------	---	-----

HOME BUILDERS LICENSURE BOARD

Proposed Amended Rule:

465-X-4-.04	Fees	282
-------------	------------	-----

INSURANCE, DEPARTMENT OF

Proposed Amended Rules:

482-1-071-.09-1	Standard Medicare Supplement Benefit Plans for 2010 Standardized Medicare Supplement Plan Policies or Certificates Issued for Delivery with an Effective Date for Coverage on or After June 1, 2010	283
482-1-071-.17	Required Disclosure Provisions (Technical Corrections to Tables: Plan A – Plan N)	284

MEDICAID AGENCY

Proposed Amended Rules:

560-X-13-.02	Participating Agencies and Suppliers	285
560-X-25-.03	Coverage Groups.....	286
560-X-25-.06	Financial Eligibility Criteria – Resources	287

Certified Amended Rule:

560-X-1-.14	Medicaid Payments for Medicare/Medicaid and/or Qualified Medicare Beneficiaries (QMB) Eligible Recipients.....	306
-------------	--	-----

NURSING, BOARD OF

Certified Amended Rule:

610-X-7-.04	Registered Nurse as Surgical First Assistant	306
-------------	--	-----

PHYSICAL THERAPY, BOARD OF

Certified Amended Rule:

700-X-3-.03	Roles and Responsibilities of Licensees	307
-------------	---	-----

PROSTHETICS AND ORTHOTISTS, BOARD OF

Proposed Amended Rule:

746-X-7-.02 Application Required 288

Proposed New Rule:

Chapter 746-X-8 Licensure of Mastectomy Fitters 289

REAL ESTATE APPRAISERS BOARD

Proposed Amended Rules:

780-X-12-.02 Continuing Education Requirement..... 290
780-X-13-.01 Adoption of Uniform Standards of Professional Appraisal
Practice..... 291
780-X-16-.01 Application for Licensure 292
780-X-16-.05 Temporary Permits..... 293
780-X-16-.07 Application for Mentor Status 294

REVENUE, DEPARTMENT OF

Proposed Amended Rule:

810-8-1-.12 Alabama Scrap Tire Environmental Fee Application and
Filing Procedure..... 295

Proposed New Rule:

810-15-1-.01 Hospital Assessment for Medicaid 296

Certified Amended Rules:

810-3-15-.20 Federal Income Tax Deduction – Individuals..... 307
810-4-1-.206 United States Armed Forces Reserve Distinctive License
Plates..... 307
810-5-1-.208 National Guard Distinctive License Plates 307
810-5-1-.209 Helping Schools Distinctive License Plates 307
810-5-1-.240 Permanent Trailer License Plates..... 307
810-5-75-.09 Title Procedure – Transfer of Title for a Vehicle From a
Deceased Owner 307
810-5-75-.48 Title Procedures – Defining “Junk” Vehicles and Requiring
Notice..... 307
810-5-75-.49 Certificate of Title Required – New Title Issued When
Information on Certificate of Title is Changed or When
Correction is Required 307
810-5-75-.50 Certificate of Title Required – Continuance of Recorded
Legends..... 307
810-5-75-.51 Returned Title Request Form (Form MVT 5-27) 307
810-5-75-.52 Designated Agent – Dealer and Financial Institution
Appointments..... 307
810-5-75-.53 Application for Certificate of Title Leased Vehicles
(Including Lease/Purchase Agreements) 307

REVENUE, DEPARTMENT OF (cont.)

Certified Amended Rules:

810-5-75-.54	Application for Certificate of Title – Corrections on an Application for Certificate of Title by the Department	307
810-5-75-.55	Application for Certificate of Title – Certification of Physical Inspection of a Motor Vehicle on Application for Certificate of Title.....	307
810-5-75-.56	Issuance and Records – Abbreviations Used in Data Entry	307
810-5-75-.57	Application for Salvage Certificate of Title (Form MVT 41-1)	307
810-5-75-.58	Security Interest – Motor Homes	307
810-5-75-.59	Powers of the Department – Application for Alabama Vehicle Identification Number and Supporting Documents.....	307
810-5-75-.60	Powers of the Department – Revocation and Denial of Authority to Act as Designated Agent of the Department.....	307
810-5-75-.61	Schedule of Fees and Commissions – Remittance of Fees by Personal Checks or Company Checks of Designated Agents	307
810-5-75-.62	Salvage – Determining Fair Retail Values for Total Loss Vehicles.....	307
810-5-75-.64	Report of Unclaimed Vehicle – Where Vehicle Unclaimed for Longer than Thirty (30) Days (Form MVT 38-1).....	307
810-14-1-.30	Penalty for Failure to Timely Pay Tax.....	307

Certified Repealed Rules:

810-5-50-.13.01	Powers of Attorney – Guidelines for Use.....	308
810-5-75-.10	Title Procedure – Transfer of Title for a Vehicle From a Deceased Owner Whose Estate Does Not Require Probate (Left Will)	308
810-5-75-.11	Title Procedure – Transfer of Title for a Vehicle From a Deceased Owner Whose Estate Requires Probate (Left Will).....	308
810-5-75-.12	Title Procedure – Transfer of Title for a Vehicle From a Deceased Owner Whose Estate Requires Probate (No Will)	308
810-5-76-.02	Odometer Disclosure for Certificates of Title – Power of Attorney	308

Certified New Rules:

810-5-1-.236.01	Extending the Period for Use of God Bless America Distinctive License Plates	308
810-5-75-.63	Powers of Attorney – Guidelines for Use	308

SOIL AND WATER CONSERVATION COMMITTEE

Proposed New Rule:

Chapter 860-3-1	Applications, Examinations and Fees	297
-----------------	---	-----

SPEECH LANGUAGE PATHOLOGY AND AUDIOLOGY, BOARD OF EXAMINERS FOR

Proposed Amended Rules:

870-X-1-.01	Definition of Terms.....	298
870-X-1-.02	Membership, Qualifications, and Term of Appointment.....	299
870-X-2-.01	Exemptions.....	300
870-X-2-.02	Application for Licensure	301
870-X-2-.05	Clinical Fellowship Year Registration or Fourth-Year Internship and Requirements.....	302
870-X-4-.08	Mandatory Continuing Education	303
870-X-5-.01	Regulatory Functions of the Board	304

<u>CERTIFIED ADOPTED RULES</u>	305-308
---	---------

<u>SUSTAINING THE DISAPPROVAL OF RULE BY THE JOINT COMMITTEE ON ADMINISTRATIVE REGULATION REVIEW</u>	308
---	-----