

CERTIFIED ADOPTED RULES

In accordance with Code of Alabama 1975, §41-22-6(b)(c)(1), as amended, certified adopted rules become effective 35 days after filing with Legislative Reference Service, except that if a later date is required by statute or specified in the rule, then the later date is the effective date.

A. AGRICULTURE AND INDUSTRIES, DEPARTMENT OF

Amended Rules:

- 80-13-1-.05 Adoption of Federal Standards
- 80-13-6-.03 Registration Requirements for Weights and Measures and Fees Therefor
- 80-13-9-.02 Requirements for Registration as Weighing Device Serviceman
- 80-13-9-.03 Requirements for Registration as Measuring Device Serviceman
- 80-13-9-.04 Calibration of Test Weights and Measures

Date Filed: August 17, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

New Rule:

- 80-3-6-.40 Procedures for Livestock Identification

Date Filed: August 17, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

B. COMMERCE, DEPARTMENT OF

New Rules:

- Chapter 281-3-1 Alabama Film Office Incentives
- Chapter 281-4-1 The Alabama Innovation Fund

Date Filed: August 13, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

C. CONSERVATION AND NATURAL RESOURCES, DEPARTMENT OF

Amended Rules:

- 220-2-.02 Legal Arms, Ammunition, and Equipment for Hunting
- 220-2-.05 Legal Hunting Hours for Game Birds
- 220-2-.11 Prohibited Methods and Devices for Hunting
- 220-2-.18 Possession Limit
- 220-2-.25 Imported Game Birds, Game Animals, Wildlife and Raw Furs Subject to State Laws
- 220-2-.26 Restrictions on Possession, Sale, Importation and/or Release of Certain Animals and Fish

Date Filed: August 15, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

CONSERVATION AND NATURAL RESOURCES, DEPARTMENT OF (cont.)

Amended Rules:

220-2-.29 Open Trapping Seasons on Fur-Bearers

Date Filed: August 20, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

220-2-.30 Fur-Bearing Animals Designated/Trap Specifications/and
Prohibited Devices/Tagging Requirement

Date Filed: August 15, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

220-2-.35 Daily Creel Limits, Possession Limits and Size Limits
220-2-.55 Wildlife Management Areas, Community Hunting Areas,
Public Hunting Areas, and Refuges of Alabama
220-2-.73 The Alabama Cooperative Deer Management Assistance
Program

Date Filed: August 20, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

220-2-.86 Feral Swine Regulation
220-2-.101 Hunting of Captive Bred Mallard Ducks and Non-Native
Game Birds on Commercial Fowl Hunting Preserves

Date Filed: August 15, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

220-2-.109 Physically Disabled Hunting Areas

Date Filed: August 20, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

220-2-.143 Alligator Hunting Season and Regulations
220-2-.151 Archery Range Regulation

Date Filed: August 20, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

Repealed Rules:

220-2-.14 Deer Hunting Confined to Bucks Only with Bare Antlers
Visible Above Hairline

220-2-.19 Permit for Shipping 2 Days Bag Limit

220-2-.54 Hunting Dates, Etc. on State Wildlife Management Areas

220-2-.93 Prohibition of Importation/Possession of the Fishes Rudd
and Roach

220-2-.102 Prohibition of Use of Certain Animals in Greyhound
Racing or Training

Date Filed: August 15, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

D. COURT REPORTERS, BOARD OF

Repealed Rule:

257-X-3-.02 Licensure by Grandfathering by Credentials

Date Filed: August 22, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

E. CRIME VICTIMS' COMPENSATION COMMISSION

Amended Rule:

262-X-4-.04 Compensation Awards – Amounts and Methods of Payment

Date Filed: August 10, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

F. ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF

Amended Rules:

335-7-2-.03 Inorganic Chemical Standards and Monitoring Requirements
335-7-2-.04 Synthetic Organic Chemical (SOCs) Standards and Monitoring Requirements
335-7-2-.08 Radionuclide Standards and Monitoring Requirements
335-7-2-.09 Maximum Residual Disinfection Levels and Monitoring Requirements (MRDLs)
335-7-2-.12 Stage 2 Disinfection Byproducts
335-7-2-.16 Operational Evaluation Level
335-7-4-.03 Permitting Requirements for System Additions
335-7-4-.04 Requirements for New Water Systems
335-7-4-.10 Completed Project Approval
335-7-4-.11 Consecutive Water System Requirements
335-7-5-.13 Springs
335-7-5-.15 Ground Water Quality
335-7-5-.17 Disinfection Requirements
335-7-5-.18 Filtration Requirements
335-7-5-.22 Ground Water Rule
335-7-6-.03 Source Selection Report
335-7-6-.04 Treatment Requirements
335-7-6-.05 Surface Water Intake Structures
335-7-6-.15 Lighting and Power Requirements
335-7-7-.03 Distribution Facilities Design and Construction Requirements
335-7-10-.05 Records
335-7-10-.06 Reports
335-7-11-.11 Action Level Non-Compliance
335-7-11-.12 Corrosion Control Treatment Requirement
335-7-11-.13 Corrosion Control Study
335-7-11-.17 Public Education Requirement
Chapter 335-7-14 Appendix A – Standard List of Primary Drinking Water Contaminants for CCR
Chapter 335-7-14 Appendix B – Regulated Contaminates for CCR

Date Filed: August 21, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

G. FINANCE, DEPARTMENT OF

Amended Rules:

355-4-1-.03 General Requirements of Vendors
355-4-1-.04 Operational Policy
355-4-1-.07 State of Alabama Procurement/Credit Card Program

Date Filed: August 3, 2012
Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

FINANCE, DEPARTMENT OF (cont.)

Repealed Rule:

355-4-1-.06 No Bid Response to ITB

Date Filed: August 3, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

H. FORENSIC SCIENCES, DEPARTMENT OF

New Rule:

370-3-1-.01 Ignition Interlock Rules

Date Filed: August 6, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

I. HEALTH, DEPARTMENT OF PUBLIC

Repealed Rule:

Chapter 420-5-7 Hospital Rules

Date Filed: August 24, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

New Rule:

Chapter 420-5-7 Hospital Rules

Date Filed: August 24, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

J. HEALTH PLANNING AND DEVELOPMENT AGENCY

Amended Rules:

410-2-4-.03 Nursing Homes

410-2-4-.04 Limited Care Facilities – Specialty Care Assisted Living
Facilities

410-2-4-.05 Assisted Living Facilities

Date Filed: August 14, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

410-2-4-.11 Substance Abuse

Date Filed: August 16, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

K. INDUSTRIAL RELATIONS, DEPARTMENT OF

Amended Rules:

480-1-1-.11 Electronic Filing of New Hire Data

480-4-3-.33 Types of Income Effecting Eligibility

Date Filed: August 13, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

Amended Rules:

480-5-3-.06 Definitions

480-5-3-.07 Formation of Funds

480-5-3-.08 Operation of Funds

480-5-3-.10 Powers and Authority of the Director

Date Filed: July 30, 2012

Public Notice appeared in Volume XXX, Issue No. 7 AAM, Dated April 30, 2012.

L. MEDICAID AGENCY

Amended Rules:

560-X-51-.01 Hospice Care – General
560-X-51-.03 Provider Eligibility and Certification of Terminal Illness
Requirements
560-X-51-.04 Recipient Eligibility
560-X-51-.05 Election Procedures

Date Filed: August 9, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

M. MEDICAL EXAMINERS, BOARD OF

Amended Rules:

Chapter 540-X-7 Assistants to Physicians, Appendix D - Application for
Licensure of Physician Assistant
Chapter 540-X-7 Assistants to Physicians, Appendix H - Application for
Licensure of Anesthesiologist Assistant

Date Filed: August 16, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

Amended Rules:

540-X-14-.02 Basic Requirement
540-X-14-.04 Retired Physicians
540-X-14-.07 Waiver for Illness or Disability
540-X-14-.09 Certification of Compliance
540-X-14-.12 Issuance of Annual Certificate of Registration
540-X-14-.15 Sanctions for Non-Compliance

Date Filed: August 24, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

Repealed Rule:

540-X-14-.13 Grace Period and Notice

Date Filed: August 24, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

N. MENTAL HEALTH, DEPARTMENT OF

Repealed Rules:

Chapter 580-5-31 Program Administrative Standards
Chapter 580-5-32 Service Standards

Date Filed: August 1, 2012

Public Notice appeared in Volume XXX, Issue No. 6 AAM, Dated March 30, 2012.

New Rule:

Chapter 580-5-33 Administrative and Support Requirements for Community
Providers of Intellectual Disabilities Services Standards

Date Filed: August 1, 2012

Public Notice appeared in Volume XXX, Issue No. 6 AAM, Dated March 30, 2012.

O. ONSITE WASTEWATER BOARD

Amended Rules:

- 628-X-2-.07 Petition for Adoption, Amendment or Repeal of Rules
628-X-3-.03 Obtaining a New License
628-X-3-.04 Annual Renewal of Licenses, Consequences of Failure to Renew
628-X-3-.06 Requirements for Continuing Education
628-X-4-.01 When Required; Failure for Timely Payment; Method of Payment; Time of Payment
628-X-4-.02 Amount of Fees

Date Filed: August 1, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

P. REAL ESTATE APPRAISERS BOARD

Amended Rules:

- 780-X-3-.06 Qualifying Education Curricula Approved by the Board for Licensure as a Real Property Appraiser
780-X-12-.02 Continuing Education Requirements

Date Filed: August 24, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

Q. REAL ESTATE COMMISSION

Amended Rules:

- 790-X-1-.15 School and Instructor Advertising Regulations
790-X-1-.17 Disciplinary Actions for Instructors and Schools
790-X-1-.21 Distance Education Courses
790-X-2-.13 Activation of Inactive License

Date Filed: August 27, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

Repealed Rule:

- 790-X-2-.06 Temporary Broker License

Date Filed: August 27, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

New Rules:

- 790-X-2-.24 Condominium Sales and Leasing Office
790-X-2-.25 Model Home Sales Office

Date Filed: August 27, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

R. REVENUE, DEPARTMENT OF

Amended Rules:

- 810-3-73-.01 Withholding Exemption Certificates

Date Filed: August 8, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

REVENUE, DEPARTMENT OF (cont.)

Amended Rules:

- 810-5-75-.24 Title Procedure-First and Second Lien(s) to be Recorded (Security Interest Created by Owner). Title Procedure – Assignment and Transfer of Lien by Lienholder
- 810-5-75-.64 Report of Unclaimed Vehicle-Where Vehicle Unclaimed for Longer than Thirty (30) Days

Date Filed: July 30, 2012

Public Notice appeared in Volume XXX, Issue No. 7 AAM, Dated April 30, 2012.

- 810-27-1-4-.17 Sales Factor: Sales Other Than Sales of Tangible Personal Property

Date Filed: July 30, 2012

Public Notice appeared in Volume XXX, Issue No. 6 AAM, Dated March 30, 2012.

Repealed Rules:

- 810-5-1-.227-.07 Memorandum of Understanding Between the Alabama Department of Environmental Management and the Alabama Department of Revenue

Date Filed: August 22, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

- 810-5-1-.486 Memorandum of Understanding Between the Administrative Office of Courts and the Alabama Department of Revenue – Parking Ticket Cases
- 810-5-1-.487 Memorandum of Understanding Between the Administrative Office of Courts and the Alabama Department of Revenue – Convictions/Violations of Liability Insurance Laws
- 810-5-8-.06 Affirmation of Motor Vehicle Liability Insurance
- 810-8-1-.05.01 IFTA Motor Fuel Marker/License Enforcement
- 810-8-5-.01 Sign Requirements Pertaining to New and Used Motor Vehicle Dealers
- 810-8-5-.02 Requirement Relating to Camera Photograph Pertaining to New and Used Vehicle Dealers Regulatory License

Date Filed: July 30, 2012

Public Notice appeared in Volume XXX, Issue No. 7 AAM, Dated April 30, 2012.

- 810-8-5-.06 Evidence of Liability Insurance for Motor Vehicle Dealers, Motor Vehicle Reconditioners, Motor Vehicle Rebuilders, or Motor Vehicle Wholesalers, Licensed Under Act Number 539

Date Filed: August 22, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

- 810-8-5-.07 Bond for New Motor Vehicle Dealers, Used Motor Vehicle Dealers, Motor Vehicle Reconditioners, Motor Vehicle Rebuilders, or Motor Vehicle Wholesalers

Date Filed: July 30, 2012

Public Notice appeared in Volume XXX, Issue No. 7 AAM, Dated April 30, 2012.

REVENUE, DEPARTMENT OF (cont.)

Repealed Rules:

- 810-8-5-.08 Bond Continuation Certificate for New Motor Vehicle Dealers, Used Motor Vehicle Dealers, Motor Vehicle Reconditioners, Motor Vehicle Rebuilders, or Motor Vehicle Wholesalers
- 810-8-5-.09 Bond Claim for New Motor Vehicle Dealers, Used Motor Vehicle Dealer, Motor Vehicle Reconditioner, Motor Vehicle Rebuilders, or Motor Vehicle Wholesalers

Date Filed: July 30, 2012

Public Notice appeared in Volume XXX, Issue No. 7 AAM, Dated April 30, 2012.

New Rules:

- 810-5-12-.02 Surety Bond and Surety Bond Continuation Form for New and Used Motor Vehicle Dealers, Motor Vehicle Wholesalers, Motor Vehicle Reconditioners, and Motor Vehicle Rebuilders
- 810-5-12-.03 Bond Claim for New Motor Vehicle Dealers, Motor Vehicle Wholesalers, Used Motor Vehicle Dealers, Motor Vehicle Reconditioners, and Motor Vehicle Rebuilders

Date Filed: July 30, 2012

Public Notice appeared in Volume XXX, Issue No. 7 AAM, Dated April 30, 2012.

- 810-5-12-.05 Evidence of Liability Insurance for Licensed Motor Vehicle Dealers, Motor Vehicle Reconditioners, Motor Vehicle Rebuilders, and Motor Vehicle Wholesalers

Date Filed: August 22, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

- 810-6-3-.66 Sales Tax Holiday for Severe Weather Preparedness

Date Filed: August 8, 2012

Public Notice appeared in Volume XXX, Issue No. 8 AAM, Dated May 31, 2012.

- 810-7-1-.24 Electronic Filing of Hazardous Waste Fee, Solid Waste Fee, Pari-Mutuel Pool Tax and State Horse Wagering Fee Returns

Date Filed: August 22, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

- 810-8-1-.60 Credit Card Issuer Petition for Refund for Gasoline and Undyed Diesel Fuel Purchases by Licensed Exempt Entities

Date Filed: July 30, 2012

Public Notice appeared in Volume XXX, Issue No. 7 AAM, Dated April 30, 2012.

- 810-8-1-.64 Motor Fuel Discounts

Date Filed: August 27, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

810-8-5-.14 Internet-Based Automotive Dismantler and Parts Recycler
and BID Card Applications and Fees

Date Filed: July 30, 2012

Public Notice appeared in Volume XXX, Issue No. 7 AAM, Dated April 30, 2012.

REVENUE, DEPARTMENT OF (cont.)

New Rules:

810-8-5-.15 Quinquennial Adjustment to Municipal Business License
Issuance Fees

810-8-5-.16 Electronic Filing of Severance Tax Returns and
Supporting Supplemental Forms

Date Filed: August 22, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.

810-27-1-4-.09.01 Apportionment Formula: Double Weighting the Sales
Factor

Date Filed: July 30, 2012

Public Notice appeared in Volume XXX, Issue No. 6 AAM, Dated March 30, 2012.

S. TOURISM DEPARTMENT/FILM OFFICE

Repealed Rule:

Chapter 891-X-1 Alabama Film Office Incentives

Date Filed: August 15, 2012

Public Notice appeared in Volume XXX, Issue No. 9 AAM, Dated June 29, 2012.