

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. ATHLETIC TRAINERS, BOARD OF

Amended Rules:

140-X-1-.04 Executive Secretary
140-X-4-.03 Continuing Education

Date Filed: December 10, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

Amended Rules

140-X-4-.02 Requisite for Renewal
140-X-5-.02 Administrative Fees

Date Filed: December 10, 2008

Public Notice appeared in Volume XXVII, Issue No. 1 AAM, Dated October 31, 2008.

Repealed Rule:

Chapter 140-X-6 Appendix A – Continuing Education Guidelines and Form

Date Filed: December 10, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

New Rule:

Chapter 140-X-6 Appendix A – Continuing Education Guidelines and Form

Date Filed: December 10, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

New Rules:

Chapter 140-X-6 Compliance and Disciplinary Action
Chapter 140-X-6 Appendix B – Complaint, Investigative, and Disciplinary Procedures

Date Filed: December 10, 2008

Public Notice appeared in Volume XXVII, Issue No. 1 AAM, Dated October 31, 2008.

B. CONSERVATION AND NATURAL RESOURCES, DEPARTMENT OF

New Rule:

220-6-.61 Marine Sanitation Device (MSD) Inspections and Appointment of Special Agents

Date Filed: November 20, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

C. CRIME VICTIMS COMPENSATION COMMISSION

Amended Rule:

262-X-4-.04 Compensation Awards – Amounts and Methods of Payment
262-X-9-.01 Appeals Procedure

Date Filed: December 9, 2008

Public Notice appeared in Volume XXVII, Issue No. 1 AAM, Dated October 31, 2008.

D. DENTAL EXAMINERS, BOARD OF

Amended Rules:

270-X-2-.06 Replacement Certificate
270-X-3-.04 Alabama Dental Hygiene Program Requirements

Date Filed: December 16, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

Repealed Rule:

270-X-2-.14 Change of Name on License Certificate

Date Filed: December 16, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

New Rules:

270-X-1-.09 Consulting Fees
270-X-5-.07 Expense Recovery
270-X-5-.08 Authorized Fees

Date Filed: December 16, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

E. ELECTRONIC SECURITY BOARD OF LICENSURE

Amended Rules:

304-X-1-.01 Definitions
304-X-1-.02 Licensure Procedures
304-X-1-.03 Fees
304-X-1-.04 Educational Requirements

Date Filed: November 21, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

F. ENGINEERS AND LAND SURVEYORS, BOARD OF LICENSURE FOR PROFESSIONAL

Amended Rules:

330-X-14-.06 Ethics (Canon V)
330-X-16-.01 Complaints
330-X-16-.06 Discipline

Date Filed: December 12, 2008

Public Notice appeared in Volume XXVII, Issue No. 1 AAM, Dated October 31, 2008.

G. ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF

Amended Rule:

335-1-1-.07 Departmental Forms, Instructions and Procedures

Date Filed: December 15, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

Amended Rules:

335-3-10-.01 General
335-3-10-.02 Designated Standards of Performance
335-3-10-.03 Appendices to 40 CFR 60

Date Filed: December 15, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF (CONT.)

Amended Rules:

- 335-3-11-.01 General
335-3-11-.06 National Emission Standards for Hazardous Air Pollutants for Source Categories
335-3-17-.01 Transportation Conformity
Division 335-3 Appendix C – EPA Regulations Reference Documents for New Source Performance Standards and National Emission Standards for Hazardous Air Pollutants

Date Filed: December 15, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

New Rule:

Chapter 335-13-10 Alabama Recycling Fund Grants Program

Date Filed: December 15, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

H. FIRE COLLEGE AND PERSONNEL STANDARDS COMMISSION

Amended Rules:

- 360-X-1-.01 General Regulations and Administrative Procedures
360-X-2-.01 Certified Volunteer Fire Fighter
360-X-2-.02 Certified Fire Fighter I
360-X-2-.04 Fire Fighter I/II Bridge Certification Program
360-X-3-.01 Certified Fire Instructor I
360-X-3-.02 Certified Fire Instructor II
360-X-3-.03 Certified Fire Instructor III
360-X-6-.01 Certified Fire Officer I
360-X-6-.02 Certified Fire Officer II
360-X-6-.03 Certified Fire Officer III
360-X-6-.04 Certified Fire Officer IV
360-X-16-.01 Certified Fire Department Safety Officer: Health and Safety Officer
360-X-16-.02 Certified Fire Department Safety Officer: Incident Safety Officer
360-X-19-.01 Certified Rescue Technician: Rope Rescue
360-X-19-.02 Certified Rescue Technician: Confined Space Rescue
360-X-19-.03 Certified Rescue Technician: Trench Rescue
360-X-19-.04 Certified Rescue Technician: Structural Collapse Rescue
360-X-19-.05 Certified Rescue Technician: Surface Water Rescue
360-X-19-.06 Certified Rescue Technician: Vehicle and Machinery Rescue
360-X-19-.07 Certified Rescue Technician: Drive Rescue
360-X-19-.08 Certified Rescue Technician: Cave Rescue
360-X-19-.09 Certified Rescue Technician: Mine and Tunnel Rescue
360-X-19-.10 Certified Rescue Technician: Rescue Boat Operator
360-X-19-.11 Certified Rescue Technician: Animal Rescue

Date Filed: December 12, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

New Rule:

360-X-5-.02 Certified Fire Investigator II

Date Filed: December 12, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

FIRE COLLEGE AND PERSONNEL STANDARDS COMMISSION (CONT.)

New Rules:

360-X-5-.03 Certified Fire Investigator III
360-X-5-.04 Certified Accelerant Detection Canine Handler
360-X-5-.05 Certified Explosives Detection Canine Handler
360-X-21-.01 Certified Public Information Officer

Date Filed: December 12, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

I. HEALTH, DEPARTMENT OF PUBLIC

Amended Rules:

Chapter 420-1-5 Organization and Operation of the State Board of Health
420-4-1-.06 HIV Testing Procedures
420-4-1-.09 Investigation of HIV/Hepatitis B Virus Infected Health Care
Workers

Date Filed: December 17, 2008

Public Notice appeared in Volume XXVII, Issue No. 11 AAM, Dated October 31, 2008.

New Rules:

420-2-2-.07 Patient Entry Criteria for Hospitals
Chapter 420-7-5 Fetal Infant Mortality Review

Date Filed: December 17, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

J. HEALTH PLANNING AND DEVELOPMENT AGENCY

Repealed Rule:

410-2-4-.07 Home Health

Date Filed: December 12, 2008

Public Notice appeared in Volume XXVII, Issue No. 1 AAM, Dated October 31, 2008.

New Rule:

410-2-4-.07 Home Health

Date Filed: December 12, 2008

Public Notice appeared in Volume XXVII, Issue No. 1 AAM, Dated October 31, 2008.

K. INDUSTRIAL RELATIONS, DEPARTMENT OF

Amended Rule:

480-4-3-.11 Claims for Partial Unemployment

Date Filed: November 24, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

Amended Rules:

480-5-5-.07 Utilization Review Process
480-5-5-.09 Procedure for Pre-Certification
480-5-5-.10 Continued Stay Review Procedures
480-5-5-.15 Bill Screening
480-5-5-.21 Prescribed Medications
480-5-5-.26 Ambulatory Surgery Centers

Date Filed: December 5, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

INDUSTRIAL RELATIONS, DEPARTMENT OF (CONT.)

Amended Rule:

480-5-5-.31 Pain Management Program

Date Filed: December 5, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

New Rule:

480-5-5-.36 Time Limits for Employee Filing Incurred Expense Claims

Date Filed: December 5, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

L. INSURANCE, DEPARTMENT OF

Amended Rules:

482-3-001-.02 Purpose

482-3-001-.04 Definitions

482-3-001-.05 Certificate of Authority; Financial Requirements

482-3-001-.07 Preneed Sales Agents

482-3-001-.17 Response to Requests for Information; Effect of Pending
Administrative Action

Chapter 482-3-001 Appendix – Financial Statement Form

Date Filed: December 4, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

Repealed Rule:

Chapter 482-1-095 Payment of Premium Taxes and Other Fees Through Electronic
Funds Transfers

Date Filed: December 4, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

New Rule:

Chapter 482-1-144 Electronic Filing of Premium Tax Returns and Surplus Line Broker
Tax Returns, Electronic Payment of Premium Taxes, Surplus Line
Broker Taxes and Fees

Date Filed: December 4, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

M. MANUFACTURED HOUSING COMMISSION

New Rule:

535-X-11-.15 Penalties

Date Filed: December 8, 2008

Public Notice appeared in Volume XXVII, Issue No. 1 AAM, Dated October 31, 2008.

N. MARRIAGE AND FAMILY THERAPY, BOARD OF

Amended Rule:

Chapter 535-X-5 Appendices I - Fees

Date Filed: November 21, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

O. MEDICAID AGENCY

Amended Rules:

560-X-13-.02 Participating Agencies and Suppliers
560-X-13-.03 Supplies and Appliances
560-X-13-.04 Durable Medical Equipment
560-X-13-.05 Method of Requesting Durable Medical Equipment
560-X-13-.10 Reimbursement
560-X-13-.12 Cost-Sharing
560-X-13-.15 Oxygen Therapy Coverage
560-X-13-.17 Motorized/Power Wheelchairs for Adults
560-X-25-.03 Coverage Groups

Date Filed: December 12, 2008

Public Notice appeared in Volume XXVII, Issue No. 1 AAM, Dated October 31, 2008.

P. MEDICAL EXAMINERS, BOARD OF

Amended Rule:

540-X-7-.25 Functions and Activities of a Physician Assistant

Date Filed: November 20, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

Amended Rule:

Chapter 540-X-7 Appendix B – Physician Assistant Job Description

Date Filed: December 18, 2008

Public Notice appeared in Volume XXVII, Issue No. 1 AAM, Dated October 31, 2008.

Q. MENTAL HEALTH AND MENTAL RETARDATION, DEPARTMENT OF

Repealed Rule:

Chapter 580-3-22 Minimum Standards for Physical Facilities

Date Filed: November 21, 2008

Public Notice appeared in Volume XXVI, Issue No. 10 AAM, Dated July 31, 2008.

New Rule:

Chapter 580-3-22 Life Safety Minimum Standards for Physical Facilities

Date Filed: November 21, 2008

Public Notice appeared in Volume XXVI, Issue No. 10 AAM, Dated July 31, 2008.

R. NURSING, BOARD OF

Amended Rule:

610-X-4-.14 Fees

Date Filed: November 21, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

S. PHYSICAL THERAPY, BOARD OF

Amended Rule:

700-X-4-.02 Probable Cause

Date Filed: December 15, 2008

Public Notice appeared in Volume XXVII, Issue No. 1 AAM, Dated October 31, 2008.

T. REAL ESTATE APPRAISERS BOARD

Amended Rules:

- 780-X-1-.04 Officers
- 780-X-6-.02 Qualifying Experience – State Registered Real Property Appraiser
- 780-X-6-.03 Qualifying Experience – Licensed Real Property Appraiser
- 780-X-6-.04 Qualifying Experience – Certified Residential Real Property Appraiser
- 780-X-6-.05 Qualifying Experience – Certified General Real Property Appraiser

Date Filed: November 25, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

U. REVENUE, DEPARTMENT OF

Amended Rules:

- 810-3-25-.07 Estates and Trusts, Miscellaneous Information
- 810-3-27-.03 Extension of Time for Filing of Individual Taxpayer's Return

Date Filed: November 26, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

Amended Rule:

- 810-3-27-.09 Alabama Requirements for Mandatory E-File and Application of Two-Dimensional (2-D) Barcode on Original Individual Income Tax Returns

Date Filed: November 26, 2008

Public Notice appeared in Volume XXVI, Issue No. 10 AAM, Dated July 31, 2008.

Amended Rules:

- 810-3-28-.01 Partnership Returns
- 810-3-39-.02 Extension of Time for Filing a Corporation Return
- 810-3-75-.03 Annual Returns of Withholding Tax Information

Date Filed: November 26, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

Amended Rules:

- 810-8-1-.16 Summary of Tax Rates for Motor Fuel Used in Motor Vehicles for Highway Operation
- 810-8-1-.22 Exemptions Pertaining to the Additional Excise Tax on Gasoline, Motor Fuel and Lubricating Oil
- 810-8-1-.25 Summary of the Rates Applying to State and Local Government
- 810-8-1-.29 Deposits in Lieu of Surety Bonds – Reference: Sections 40-17-14 and 40-12-194(a)
- 810-8-1-.56 Sales Records of a Licensed Distributor
- 810-8-1-.62 Stated and Uniform Policy Pertaining to the Exemption of Certain Taxpayers from State Motor Fuel Taxes

Date Filed: December 18, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

Repealed Rules:

- 810-5-1-.221 Re-registration and Penalty Dates Under Staggered Registration Law
- 810-5-1-.458.01 Transferability of Apportioned License Plates

Date Filed: December 18, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

REVENUE, DEPARTMENT OF (CONT.)

Repealed Rules:

810-5-1-.463 Temporary License Plate
810-5-1-.472 Registration of Rental Vehicles for Registrants with Operations in
Two or More Jurisdictions

Date Filed: December 18, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

Repealed Rule:

810-5-75-.35 Bill of Sale – Minimum Requirements. Reference: Section
40-12-260(b)(2), Code of Ala. 1975, as amended

Date Filed: December 18, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

New Rule:

810-2-8-.06 Extension of Time for Filing of Privilege Tax Returns

Date Filed: November 26, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

New Rule:

810-3-15.3-.01 Deductions for Small Business Health Insurance Premiums

Date Filed: December 12, 2008

Public Notice appeared in Volume XXVII, Issue No. 1 AAM, Dated October 31, 2008.

New Rule:

810-3-24.1-.01 Composite Returns of Subchapter K Entities

Date Filed: November 26, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

New Rule:

810-4-1-.21 Implementation of Senior Property Tax Appraisal in Baldwin
County, Alabama

Date Filed: November 26, 2008

Public Notice appeared in Volume XXVI, Issue No. 11 AAM, Dated August 29, 2008.

New Rule:

810-5-1-.246 Bill of Sale, Invoice or Other Sales Document – Minimum
Requirements. Reference: Section 40-12-260(b)(2), Code of Ala.
1975, as amended

Date Filed: December 18, 2008

Public Notice appeared in Volume XXVI, Issue No. 12 AAM, Dated September 30, 2008.

PEREMPTORY RULE:

CONSERVATION AND NATURAL RESOURCES, DEPARTMENT OF

Amended Rule

220-2-.140 Special State Park Hunting Seasons

Date Filed: December 4, 2008