

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:

80-8-7-.04 Polling Places and Time of Operation

80-8-7-.05 Procedure for Polling and Handling Results of the Poll

Date Filed: February 16, 2012

Public Notice appeared in Volume XXX, Issue No. 2 AAM, Dated November 30, 2011.

B. BOXING COMMISSION

Amended Rule:

Chapter 165-X-10 Functions of Commission

Date Filed: February 10, 2012

Public Notice appeared in Volume XXX, Issue No. 1 AAM, Dated October 31, 2011.

New Rules:

Chapter 165-X-5 Conduct of Promotion

Chapter 165-X-11 Martial Arts Definitions

Chapter 165-X-12 Bout Results

Chapter 165-X-13 Mixed Martial Arts Ring and Equipment

Date Filed: February 10, 2012

Public Notice appeared in Volume XXX, Issue No. 1 AAM, Dated October 31, 2011.

C. DENTAL EXAMINERS, BOARD OF

Amended Rules:

270-X-1-.01 Oath of Office

270-X-1-.02 Parliamentary Usage

270-X-1-.03 Duties of the Secretary-Treasurer

270-X-1-.04 Administrative Secretary

270-X-1-.05 All Correspondence by Secretary-Treasurer

270-X-1-.06 Assistant Dentists to Aid the Board

270-X-1-.07 Travel Allowances for Board Members

270-X-1-.08 Meetings of the Board

270-X-1-.09 Check Signing Authority of Administrative Secretary

270-X-1-.10 Consulting Fees

270-X-2-.01 Education Requirements for Examination Dentists

270-X-2-.02 Applications for Dental License, Qualifications of Applicants and Licensing of Persons Licensed in Other States

270-X-2-.03 Licensure of Foreign Graduates

270-X-2-.04 Fees for Licensure Applicants

270-X-2-.05 Examination Rules and Issuance of Licenses

270-X-2-.06 Replacement and/or Duplicate Certificate

270-X-2-.07 Annual Registration for Dentists

Date Filed: February 22, 2012

Public Notice appeared in Volume XXX, Issue No. 3 AAM, Dated December 30, 2011.

DENTAL EXAMINERS, BOARD OF (cont.)

Amended Rules:

270-X-2-.08	Grounds for Disciplinary Action Pertaining to Dental License
270-X-2-.09	Change of Address of Licensed Dentists
270-X-2-.10	Teaching/Special Teaching Permits
270-X-2-.11	Alabama Uniform Controlled Substances Act
270-X-2-.12	Maintenance of Controlled Substances Records and Inventory
270-X-2-.13	Statement of Charges and Notice of Hearing Before Imposition of Disciplinary Penalties
270-X-2-.15	Standards for Infection Control in Dental Offices
270-X-2-.16	Training and Educational Requirements for the Use of Parenteral Sedation
270-X-2-.17	Criteria for On-Site Inspection for the Use of General Anesthesia and Parenteral Sedation
270-X-2-.18	The Practice of Dentistry Across State Lines
270-X-2-.19	Licensure by Credentials
270-X-2-.20	Reporting of Adverse Occurrences
270-X-2-.21	Oral Conscious Sedation
270-X-2-.22	Patient Records
270-X-3-.01	Examination Rules and Issuance of Licenses
270-X-3-.03	Education Requirements for Examination, Qualifications, Application, Examination, and Licensure of Dental Hygienists
270-X-3-.04	Alabama Dental Hygiene Program (ADHP) Requirements
270-X-3-.05	Change of Name on License Certificates
270-X-3-.06	Direct Supervision Defined
270-X-3-.07	Annual Registration for Hygienists
270-X-3-.08	Change of Address of Dental Hygienists
270-X-3-.09	Grounds for Disciplinary Action Pertaining to Dental Hygienist License
270-X-3-.10	Duties of Allied Dental Personnel
270-X-3-.11	Statement of Charges and Notice of Hearing Before Imposition of Disciplinary Penalties
270-X-4-.01	Professional Corporations and Professional Associations
270-X-4-.02	Approval Required for Utilization of Unlicensed Individuals by Institutions
270-X-4-.03	Approval Required for Any Training, Educational, Technical, Vocational, or Any Other Institution Providing Instruction for Dental Assistants, Dental Laboratory Technicians, or Any Other Paradental Personnel
270-X-4-.04	Mandatory Continuing Education for Dentists and Dental Hygienists
270-X-4-.05	Infected Health Care Workers
270-X-4-.06	Limited Liability Companies
270-X-4-.07	Registered Limited Liability Companies
270-X-4-.08	Advertising

270-X-4-.09 Criteria and Fees for Mobile Dental Facilities or Portable
Dental Operations

Date Filed: February 22, 2012

**Public Notice appeared in Volume XXX, Issue No. 3 AAM, Dated December 30,
2011.**

DENTAL EXAMINERS, BOARD OF (cont.)

Amended Rules:

270-X-5-.01 Description of Organization of Board of Dental Examiners
of Alabama

270-X-5-.02 Procedure for Requesting Adoption, Amendment, or
Repeal of Rule and Submission

270-X-5-.03 Administrative Determinations and Declaratory Rulings of
the Board

270-X-5-.04 Rule-Making Proceedings

270-X-5-.05 Disciplinary Hearings for Dentists and Dental Hygienists

270-X-5-.06 Complaints

270-X-5-.07 Expense Recovery

270-X-5-.09 Non-Disciplinary Administrative Penalties

270-X-5-.10 Definition of Negligence/Gross Negligence

Date Filed: February 22, 2012

**Public Notice appeared in Volume XXX, Issue No. 3 AAM, Dated December 30,
2011.**

D. FUNERAL SERVICE, BOARD OF

Amended Rules:

395-X-1-.01 Organization

395-X-1-.02 Nomination and Appointment

395-X-2-.01 Application for License

395-X-2-.03 Fees

395-X-2-.05 State Laws Examination

395-X-4-.01 Original Inspection of Funeral Establishments

395-X-4-.02 Annual Inspections of Funeral Establishments

395-X-4-.03 Complaints and Investigations

395-X-6-.01 Preparation Room

395-X-6-.02 Display or Selection Room

Date Filed: January 30, 2012

**Public Notice appeared in Volume XXX, Issue No. 2 AAM, Dated November 30,
2011.**

Repealed Rules:

395-X-2-.04 Original Application Fees

Chapter 395-X-7 Eye Enucleating Technicians

Date Filed: January 30, 2012

**Public Notice appeared in Volume XXX, Issue No. 2 AAM, Dated November 30,
2011.**

New Rules:

395-X-2-.04 Display of Licenses

395-X-6-.08 Mortuary Services

Date Filed: January 30, 2012

Public Notice appeared in Volume XXX, Issue No. 2 AAM, Dated November 30, 2011.

E. HUMAN RESOURCES, DEPARTMENT OF

Amended Rule:

Chapter 660-1-5-.20 Evidence

Date Filed: February 14, 2012

Public Notice appeared in Volume XXX, Issue No. 3 AAM, Dated December 30, 2011.

F. MARRIAGE AND FAMILY THERAPY, BOARD OF EXAMINERS IN

Amended Rules:

- 536-X-1-.01 Definition of Terms
- 536-X-2-.01 Requirements for Licensed Marriage and Family Therapists
- 536-X-2-.02 Requirements for Licensure: Licensed Marriage and Family Therapist (LMFT)
- 536-X-2-.03 Endorsement of an Individual Who is Licensed/Registered as an MFT Under the Laws of Another State or Territory of the United States or of a Foreign Country
- 536-X-3-.01 Board Approved Marriage and Family Therapy Designations
- 536-X-4-.01 Requirements for Designation: Marriage and Family Therapy Intern (MFT Intern)
- 536-X-4-.02 Requirements for Designation: Marriage and Family Therapy Associate (MFT Associate)
- 536-X-4-.03 Requirements for Designation: LMFT Supervisor Candidate
- 536-X-4-.04 Requirements for Designation: LMFT Approved Supervisor
- 536-X-4-.05 Requirements for Designation: LMFT Supervisor Mentor
- 536-X-4-.06 Guidelines for: Case by Case Supervision
- 536-X-4-.07 Guidelines for: Examination Application Requirements
- 536-X-5-.01 Board Course Requirements
- 536-X-6-.01 Required Relevant Professional and Continuing Education Experience
- 536-X-8-.01 Responsibility to Clients
- 536-X-8-.02 Confidentially
- 536-X-8-.03 Professional Competence and Integrity
- 536-X-8-.04 Responsibility to Students and Supervisees
- 536-X-8-.06 Responsibility to the Profession
- 536-X-8-.07 Financial Arrangements
- 536-X-9-.01 Board Policies and Procedures
- Appendices 1 Fees
- Appendices 2 Forms Associated with These Rules and Regulations

Date Filed: February 8, 2012

Public Notice appeared in Volume XXX, Issue No. 3 AAM, Dated December 30, 2011.

G. MASSAGE THERAPY, BOARD OF

Amended Rules:

- 532-X-1-.02 Definitions

532-X-2-.01 Board Composition and Officers
532-X-2-.02 Board Duties
532-X-3-.01 Massage Therapist Licensure Qualifications
532-X-3-.03 Application and License
532-X-3-.04 Establishment Licensure
532-X-3-.05 Massage Therapy School, Massage Therapy Instructor
Requirements
532-X-3-.06 Fee Schedule
532-X-5-.02 Advertising Limitations
532-X-5-.03 Prohibited Acts

Date Filed: February 10, 2012

Public Notice appeared in Volume XXX, Issue No. 1 AAM, Dated October 31, 2011.

MESSAGE THERAPY, BOARD OF (cont.)

Repealed Rule:

532-X-5-.01 Complaints

Date Filed: February 10, 2012

Public Notice appeared in Volume XXX, Issue No. 1 AAM, Dated October 31, 2011.

New Rule:

532-X-5-.01 Complaints

Date Filed: February 10, 2012

Public Notice appeared in Volume XXX, Issue No. 1 AAM, Dated October 31,
2011.

H. MEDICAID AGENCY

Amended Rule:

560-X-11-.14 EPSDT Referred Service Providers

Date Filed: February 10, 2012

**Public Notice appeared in Volume XXX, Issue No. 3 AAM, Dated December 30,
2011.**

New Rule:

Chapter 560-X-44 Home and Community-Based Services (HCBS) for the
Alabama Community Transition (ACT) Waiver

Date Filed: February 10, 2012

**Public Notice appeared in Volume XXX, Issue No. 3 AAM, Dated December 30,
2011.**

I. MEDICAL EXAMINERS, BOARD OF

Amended Rules:

Chapter 540-X-3 Certificate of Qualification, Appendix A – Application for
Certificate to Practice Medicine Through Endorsement

Chapter 540-X-3 Certificate of Qualification, Appendix B – Application for
Certificate to Practice Medicine Through Examination

Chapter 540-X-3 Certificate of Qualification, Appendix C – Application for
a Limited Certificate of Qualification

Chapter 540-X-3 Certificate of Qualification, Appendix E – Application for
a Certificate of Qualification Under the Retired Senior
Volunteer Physician Program (RSVP)

- Chapter 540-X-3 Certificate of Qualification, Appendix F – Retired Senior Volunteer Program Certificate of Qualification Renewal Application
- Chapter 540-X-3 Certificate of Qualification, Appendix G – Limited Certificate of Qualification Renewal Application
- Chapter 540-X-3 Certificate of Qualification, Appendix H –Certificate of Qualification Reinstatement Application
- Chapter 540-X-7 Assistants to Physicians, Appendix A – Application for Registration of P. A.
- Chapter 540-X-7 Assistants to Physicians, Appendix D – Application for Licensure of Physician Assistant.
- Chapter 540-X-7 Assistants to Physicians, Appendix E – Application for Registration of Anesthesiologist Assistant.

Date Filed: February 17, 2012

Public Notice appeared in Volume XXX, Issue No. 3 AAM, Dated December 30, 2011.

MEDICAL EXAMINERS, BOARD OF (cont.)

Amended Rules:

- Chapter 540-X-7 Assistants to Physicians, Appendix H – Application for Licensure of Anesthesiologist Assistant
- Chapter 540-X-7 Assistants to Physicians, Appendix K – Application for Reinstatement of Physician Assistant/Anesthesiologist Assistant License
- Chapter 540-X-16 The Practice of Medicine or Osteopathy Across State Lines, Appendix A – Application for Certificate of Qualification for a Special Purpose License to Practice Medicine or Osteopathy

Date Filed: February 17, 2012

Public Notice appeared in Volume XXX, Issue No. 3 AAM, Dated December 30, 2011.

J. PHARMACY, BOARD OF

Amended Rules:

- 680-X-2-.11 Pharmacy Keys or Other Controlled Access Device or Method

Date Filed: January 30, 2012

Public Notice appeared in Volume XXIX, Issue No. 12 AAM, Dated September 30, 2011.

- 680-X-2-.14 The Role of Technicians in Pharmacies in Alabama
- 680-X-2-.18 Institutional Pharmacies

Date Filed: January 30, 2012

Public Notice appeared in Volume XXX, Issue No. 1 AAM, Dated October 31, 2011.

K. REAL ESTATE APPRAISERS BOARD

Amended Rule:

- 780-X-4-.02 Application and License Fees

Date Filed: February 9, 2012

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December 30, 2011.