

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. CHIROPRACTIC EXAMINERS, BOARD OF

Amended Rules:

190-X-1-.02	Composition and Selection of Board
190-X-1-.18	Fees
190-X-2-.01	Requirements for Licensure by Examination
190-X-2-.08	Verification of Licensure
190-X-2-.11	Renewal of License
190-X-2-.12	Reinstatement of Lapsed License/Clinic Permit
190-X-2-.13	Replacement License/Permit, Name Change or Duplicate
190-X-2-.14	Retirement of License
190-X-5-.12	Aiding Unauthorized Practice Prohibited

Date Filed: October 19, 2015

Public Notice appeared in Volume XXXIII, Issue No. 11 AAM, Dated August 31, 2015.

Repealed Rule:

190-X-4-.08	Restoration of a Refused, Revoked or Cancelled License
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Date Filed: October 19, 2015

Public Notice appeared in Volume XXXIII, Issue No. 11 AAM, Dated August 31, 2015.

B. CONSERVATION AND NATURAL RESOURCES, DEPARTMENT OF

Amended Rule:

220-2-.55	Wildlife Management Areas, Community Hunting Areas, Public Hunting Areas, and Refuges of Alabama
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Date Filed: October 14, 2015

Public Notice appeared in Volume XXXIII, Issue No. 11 AAM, Dated August 31, 2015.

C. EDUCATION, DEPARTMENT OF

Amended Rules:

290-2-1-.01	Annual Apportionment of the Foundation Program Funds
290-2-1-.02	Annual Apportionment of the Current Unit
290-2-1-.05	Annual Apportionment of At-Risk Funds

Date Filed: October 9, 2015

Public Notice appeared in Volume XXXIII, Issue No. 11 AAM, Dated August 31, 2015.

290-3-1-.02	Regulations Governing Public Schools
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Date Filed: October 8, 2015

Public Notice appeared in Volume XXXIII, Issue No. 8 AAM, Dated May 29, 2015.

D. ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF

Amended Rules:

335-3-1-.02	Definitions
335-3-10-.01	General

Date Filed: October 20, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF (cont.)

Amended Rules:

335-3-10-.02	Designated Standards of Performance
335-3-10-.03	Appendices to 40 CFR 60
335-3-11-.01	General
335-3-11-.02	Designated Emission Standards
335-3-11-.03	Appendices to 40 CFR 61
335-3-11-.06	National Emission Standards for Hazardous Air Pollutants for Source Categories
335-3-11-.07	Appendices to 40 CFR 63
335-3-11A-.01	General
335-3-11A-.02	Designated Emission Standards
Division 335-3	Appendix C – EPA Regulations Reference Documents for New Source Performance Standards and National Emission Standards for Hazardous Air Pollutants

Date Filed: October 20, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

New Rules:

335-3-5-.06	TR SO ₂ Trading Program – Purpose and Definition
335-3-5-.07	TR SO ₂ Trading Program – Applicability
335-3-5-.08	TR SO ₂ Trading Program – Retired Unit Exemption
335-3-5-.09	TR SO ₂ Trading Program – Standard Requirements
335-3-5-.10	TR SO ₂ Trading Program – Computation of Time
335-3-5-.11	Administrative Appeal Procedures
335-3-5-.12	SO ₂ Trading Budgets and Variability Limits
335-3-5-.13	TR SO ₂ Allowance Allocations
335-3-5-.14	Authorization of Designated Representative and Alternate Designated Representative
335-3-5-.15	Responsibilities of Designated Representative and Alternate Designated Representative
335-3-5-.16	Changing Designated Representative and Alternate Designated Representative, Changes in Owners and Operators, Changes in Units at the Source
335-3-5-.17	Certificate of Representation
335-3-5-.18	Objections Concerning Designated Representative and Alternate Designated Representative
335-3-5-.19	Delegation by Designated Representative and Alternate Designated Representative
335-3-5-.21	Establishment of Compliance Accounts, Assurance Accounts, and General Accounts
335-3-5-.22	Recordation of TR SO ₂ Allowance Allocations and Auction Results
335-3-5-.23	Submission of TR SO ₂ Allowance Transfers
335-3-5-.24	Recordation of TR SO ₂ Allowance Transfers
335-3-5-.25	Compliance with TR SO ₂ Emissions Limitation
335-3-5-.26	Compliance with TR SO ₂ Assurance Provisions
335-3-5-.27	Banking

Date Filed: October 20, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF (cont.)

New Rules:

335-3-5-.28	Account Error
335-3-5-.29	Administrator's Action on Submissions
335-3-5-.31	General Monitoring, Recordkeeping, and Reporting Requirements
335-3-5-.32	Initial Monitoring System Certification and Recertification Procedures
335-3-5-.33	Monitoring System Out-of-Control Periods
335-3-5-.34	Notifications Concerning Monitoring
335-3-5-.35	Recordkeeping and Reporting
335-3-5-.36	Petitions for Alternatives to Monitoring. Recordkeeping, or Reporting Requirements
335-3-8-.07	TR NOX Annual Trading Program – Purpose and Definitions
335-3-8-.08	TR NOX Annual Trading Program - Applicability
335-3-8-.09	TR NOX Annual Trading Program – Retired Unit Exemption
335-3-8-.10	TR NOX Annual Trading Program – Standard Requirements
335-3-8-.11	TR NOX Annual Trading Program – Computation of Time
335-3-8-.12	Administrative Appeal Procedures
335-3-8-.13	NOX Annual Trading Budgets and Variability Limits
335-3-8-.14	TR NOX Annual Allowance Allocations
335-3-8-.16	Authorization of Designated Representative and Alternate Designated Representative
335-3-8-.17	Responsibilities of Designated Representative and Alternate Designated Representative
335-3-8-.18	Changing Designated Representative and Alternate Designated Representative; Changes in Owners and Operators; Changes in Units at the Source
335-3-8-.19	Certificate of Representation
335-3-8-.20	Objections Concerning Designated Representative and Alternate Designated Representative
335-3-8-.21	Delegation by Designated Representative and Alternate Designated Representative
335-3-8-.23	Establishment of Compliance Accounts, Assurance Accounts, and General Accounts
335-3-8-.24	Recordation of TR NOX Annual Allowance Allocations and Auction Results
335-3-8-.25	Submission of TR NOX Annual Allowance Transfers
335-3-8-.26	Recordation of TR NOX Annual Allowance Transfers
335-3-8-.27	Compliance with TR NOX Annual Emissions Limitation
335-3-8-.28	Compliance with TR NOX Annual Assurance Provisions
335-3-8-.29	Banking
335-3-8-.30	Account Error
335-3-8-.31	Administrator's Action on Submissions
335-3-8-.33	General Monitoring, Recordkeeping, and Reporting Requirements

Date Filed: October 20, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF (cont.)

New Rules:

- 335-3-8-.34 Initial Monitoring System Certification and Recertification Procedures
- 335-3-8-.35 Monitoring System Out-of-Control Periods
- 335-3-8-.36 Notifications Concerning Monitoring
- 335-3-8-.37 Recordkeeping and Reporting
- 335-3-8-.38 Petitions for Alternatives to Monitoring. Recordkeeping, or Reporting Requirements
- 335-3-8-.39 TR NOX Ozone Season Trading Program – Purpose and Definitions
- 335-3-8-.40 TR NOX Ozone Season Trading Program – Applicability
- 335-3-8-.41 TR NOX Ozone Season Trading Program – Retired Unit Exemption
- 335-3-8-.42 TR NOX Ozone Season Trading Program – Standard Requirements
- 335-3-8-.43 TR NOX Ozone Season Trading Program – Computation of Time
- 335-3-8-.44 Administrative Appeal Procedures
- 335-3-8-.45 NOX Ozone Season Trading Budgets and Variability Limits
- 335-3-8-.46 TR NOX Ozone Season Allowance Allocations
- 335-3-8-.48 Authorization of Designated Representative and Alternate Designated Representative
- 335-3-8-.49 Responsibilities of Designated Representative and Alternate Designated Representative
- 335-3-8-.50 Changing Designated Representative and Alternate Designated Representative; Changes in Owners and Operators; Changes in Units at the Source
- 335-3-8-.51 Certificate of Representation
- 335-3-8-.52 Objections Concerning Designated Representative and Alternate Designated Representative
- 335-3-8-.53 Delegation by Designated Representative and Alternate Designated Representative
- 335-3-8-.55 Establishment of Compliance Accounts, Assurance Accounts, and General Accounts
- 335-3-8-.56 Recordation of TR NOX Ozone Season Allowance Allocations and Auction Results
- 335-5-8-.57 Submission of TR NOX Ozone Season Allowance Transfers
- 335-3-8-.58 Recordation of TR NOX Ozone Season Allowance Transfers
- 335-3-8-.59 Compliance with TR NOX Ozone Season Emissions Limitation
- 335-3-8-.60 Compliance with TR NOX Ozone Season Assurance Provisions
- 335-3-8-.61 Banking
- 335-3-8-.62 TR NOX Ozone Season Trading Program – Account Error
- 335-3-8-.63 TR NOX Ozone Season Trading Program – Administrator’s Action on Submissions

Date Filed: October 20, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF (cont.)

New Rules:

- 335-3-8-.65 General Monitoring, Recordkeeping, and Reporting Requirements
- 335-3-8-.66 Initial Monitoring System Certification and Recertification Procedures
- 335-3-8-.67 Monitoring System Out-of-Control Periods
- 335-3-8-.68 Notifications Concerning Monitoring
- 335-3-8-.69 Recordkeeping and Reporting
- 335-3-8-.70 Petitions for Alternatives to Monitoring, Recordkeeping, or Reporting Requirements

Date Filed: October 20, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

E. HEALTH, DEPARTMENT OF PUBLIC

New Rule:

- 420-3-26-.15 Physical Protection of Category 1 and Category 2 Quantities of Radioactive Material

Date Filed: October 21, 2015

Public Notice appeared in Volume XXXIII, Issue No. 11 AAM, Dated August 31, 2015.

F. HEATING, AIR CONDITIONING AND REFRIGERATION CONTRACTORS, BOARD OF

Amended Rule:

- 440-X-3-.15 Background Checks

Date Filed: October 13, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

New Rules:

- 440-X-3-.10 Fees and Charges
- 440-X-3-.16 Duct Air Tightness Testing Contractor

Date Filed: October 13, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

G. LIQUEFIED PETROLEUM GAS BOARD

Amended Rule:

- 530-X-2-.04 Procedures for Liquefied Petroleum Gas Filling Stations

Date Filed: October 9, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

Repealed Rules:

- 530-X-2-.05 Procedures for Reporting Incidents
- 530-X-2-.17 Flame Effects Before a Proximate Audience

Date Filed: October 9, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

New Rule:

- 530-X-2-.05 Reporting Incidents/Vehicle Accidents/ Complaints

Date Filed: October 9, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

H. MEDICAL EXAMINERS, BOARD OF

Amended Rules:

540-X-7-.26 Limitations upon Utilization of Physician Assistants

Date Filed: October 22, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

Chapter 540-X-12 Appendix B – Renewal of a Qualified Alabama Controlled
Substances Certificate

Chapter 540-X-18 Appendix B - Renewal of a Qualified Alabama Controlled
Substances Certificate

Date Filed: September 17, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.

I. REAL ESTATE APPRAISERS BOARD

Amended Rules:

780-X-17-.09 Appraiser Qualifications

780-X-17-.11 Appraiser Competency

780-X-17-.18 Business Practices

Date Filed: October 15, 2015

Public Notice appeared in Volume XXXIII, Issue No. 9 AAM, Dated June 30, 2015.

New Rule:

780-X-1-.17 Study of Customary and Reasonable Fee for Appraisals of
Alabama Properties

Date Filed: October 15, 2015

Public Notice appeared in Volume XXXIII, Issue No. 9 AAM, Dated June 30, 2015.

J. REVENUE, DEPARTMENT OF

Amended Rules:

810-4-1-.09 Valuation of Aircraft

810-4-1-.18 Synchronization of Taxation and Registration System –
Assessment Procedures

Date Filed: September 24, 2015

Public Notice appeared in Volume XXXIII, Issue No. 9 AAM, Dated June 30, 2015.

K. SECRETARY OF STATE, OFFICE OF THE

Amended Rules:

Chapter 820-1-1 Organization of the Office of the Secretary of State and
Construction of the Rules

Date Filed: October 20, 2015

Public Notice appeared in Volume XXXIII, Issue No. 10 AAM, Dated July 31, 2015.