

TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control 589 Department or Agency Alabama State Board of Prosthetists and Orthotists

Rule No. 746-X-1-.03

Rule Title: Officers

 New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? Yes

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? Yes

Is there another, less restrictive method of regulation available that could adequately protect the public? No

Does the proposed rule have the effect of directly or indirectly increasing the costs of any goods or services involved and, if so, to what degree? No

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? N/A

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? Yes

Does the proposed rule have an economic impact? No

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Services Agency.

Signature of certifying officer Ronald E. Gill Executive Director

Date 12-18-17

Alabama State Board of Prosthetists and Orthotists

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama State Board of Prosthetists and Orthotists

RULE NO. & TITLE: 746-X-1-.03 Officers

INTENDED ACTION: Amend Existing Rule

SUBSTANCE OF PROPOSED ACTION:

To change the name of the presiding officer to President and add a new officer, Vice-President with also a change in the time of the election of officers and the officers' responsibilities.

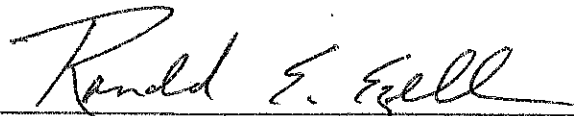
TIME, PLACE, MANNER OF PRESENTING VIEWS:

The board will provide the public with an opportunity to present their views orally by contacting the board at 334-420-1111, via email at rezell1113@aol.com or in writing to the following address: Alabama State Board of Prosthetists and Orthotists, P. O. Box 1052, Montgomery, AL 36101. Physical Address: 441 High Street, Montgomery, AL 36104. All oral and written comments to be received no later than 4:00PM on February 5, 2018.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

The record shall be closed on February 5, 2018 at 4:00PM.

CONTACT PERSON AT AGENCY: Ronald E. Ezell, Executive Director, Alabama State Board of Prosthetists and Orthotists, P. O. Box 1052, Montgomery, AL 36101. Phone Number: 334-420-1111



Ronald E. Ezell, Executive Director

746-X-1-.03 Officers.

(1) Election.

(a) ~~The Board shall, at the first meeting after the appointment and qualification of any new member, of every other calendar year beginning in 2019, elect a presiding officer~~ President, Vice President, and a secretary, who shall serve until another new member is appointed and qualified, or until new officers are otherwise elected as provided in this rule. a term of two (2) years or until a successor is elected. A board member may not serve more than two consecutive terms in the office of ~~presiding officer~~ President, Vice President or secretary.

~~(b) The Board shall elect a presiding officer and secretary upon the petition of a majority of its members.~~

~~(c) The Board shall elect a presiding officer and secretary at its annual meeting if an election has not been held since its last meeting.~~

(2) Officers.

(a) ~~Presiding Officer. President.~~ The Presiding Officer President shall preside at board meetings where he or she is present and perform the duties prescribed for such officer in the most recent edition of Robert's Rules of Order. The ~~Presiding Officer~~ President shall appoint such committees as are necessary for the review and preparation of the Board's business. The Presiding Officer President is designated as agent for the Board for service of legal process upon the Board. The physical address for the Presiding Officer is as follows:

~~Alabama State Board of Prosthetists and Orthotists
Glenn Crumpton, Presiding Officer
1223 East South Boulevard
Montgomery AL 36116~~

(b) The Vice President shall perform the duties of the President in case of the absence or inability of the President. In case the office of the President becomes vacant, the Vice President shall serve in that position until a successor is elected by the board.

(c) ~~(b)~~Secretary. ~~The Secretary shall perform the duties of the Presiding Officer in case of the absence or inability of the Presiding Officer. In case the office of Presiding Officer becomes vacant, the Secretary shall serve in that position until a successor is elected by the board.~~ The Secretary shall be the keeper of the official seal which shall be adopted by the board and affixed to documents requiring such seal as an indication of board action.

(3) Compensation and Expenses. Board members shall be compensated at the rate of one hundred dollars (\$100) per day. Additionally, members of the Board shall be reimbursed according to the Code of Ala. 1975, Title 36 Chapter 7.

(a) Board members may be requested to travel to out of state meetings or conventions clearly related to board business or functions and shall be reimbursed for any expenses for registration, travel, lodging and meals while traveling on official business of the board. Out of state travel in accordance with state law must be pre-approved by the Governor and exclude alcoholic beverages.

Authors: Joseph C. Elliott, Glenn Crumpton

Statutory Authority: Code of Ala. 1975, §34-25A-1-14.

History: New Rule: Filed December 12, 2002; effective January 16, 2003. Filed: December 18, 2017