

## **CERTIFIED ADOPTED RULES**

In accordance with Code of Alabama 1975, §41-22-6(b)(c)(1), as amended, certified adopted rules become effective 45 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. AGRICULTURAL DEVELOPMENT AGENCY**

#### **New Rules:**

Chapter 108-1-1            Legal Authority  
Chapter 108-1-2            Definitions  
Chapter 108-1-3            Loan Programs  
Chapter 108-1-4            Adoption of Rules and Regulations

**Date Filed: April 5, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 4 AAM, Dated January 31, 2017.**

### **B. CHIROPRACTIC EXAMINERS, BOARD OF**

#### **Amended Rules:**

190-X-1-.18                Fees  
190-X-4-.06                Discipline

**Date Filed: April 14, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 5 AAM, Dated February 28, 2017.**

### **C. ECONOMIC AND COMMUNITY AFFAIRS, DEPARTMENT OF (Alabama Energy and Residential Codes Board)**

#### **Amended Rules:**

305-2-4-.02                Organization and Administration  
305-2-4-.09                Residential Building Codes

**Date Filed: April 20, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 4 AAM, Dated January 31, 2017.**

#### **Repealed Rules:**

305-2-4-.03                Administration  
305-2-4-.04                Term Limits

**Date Filed: April 20, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 4 AAM, Dated January 31, 2017.**

#### **New Rules:**

305-2-4-.03                Officers  
305-2-4-.04                Subcommittees

**Date Filed: April 20, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 4 AAM, Dated January 31, 2017.**

### **D. EDUCATION, COMMISSION ON HIGHER**

#### **Amended Rules:**

300-4-2-.04                Definition of Terms  
300-4-2-.05                Fund Allocation Procedure  
300-4-2-.06                Awarding Procedures  
300-4-2-.07                Refund and Repayment Requirements

**Date Filed: March 27, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 4 AAM, Dated January 31, 2017.**

**EDUCATION, COMMISSION ON HIGHER (cont.)**

**Amended Rules:**

300-4-3-.01 Definition of Terms  
300-4-4-.04 Awarding Procedures

**Date Filed: March 27, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 4 AAM, Dated January 31, 2017.**

**E. ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF**

**Amended Rules:**

335-3-1-.02 Definitions  
335-3-3-.05 Incineration of Commercial and Industrial Solid Waste  
335-3-4-.08 Wood Waste Boilers  
335-3-8-.39 TR NOX Ozone Season Trading Program – Purpose and Definitions  
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-.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  
335-3-8-.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  
335-3-8-.65 General Monitoring, Recordkeeping, and Reporting Requirements

**Date Filed: April 25, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 4 AAM, Dated January 31, 2017.**

**ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF (cont.)**

**Amended Rules:**

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
335-3-10-.01	General
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
335-3-14-.01	General Provisions
335-3-14-.04	Air Permits Authorizing Construction in Clean Air Areas [Prevention of Significant Deterioration Permitting (PSD)]
335-3-14-.05	Air Permits Authorizing Construction in or Near Non-Attainment Areas
335-3-14-.06	Requirements for Control Technology [Determinations for Major Sources in Accordance with Clean Air Act Section 112(g)]
335-3-15-.05	Public Participation
335-3-16-.15	Permit Review by EPA, Affected States and Public
335-3-19-.01	Definitions
335-3-19-.02	General Provisions
335-3-19-.03	Standards for Existing Municipal Solid Waste Landfills
335-3-19-.04	Compliance Schedules
335-3-19-.05	Petition for Alternative Standards and Compliance Schedules
Division 335-3	Appendix C – EPA Regulations Reference Documents for New Source Performance Standards and National Emission Standards for Hazardous Air Pollutants

**Date Filed: April 25, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 4 AAM, Dated January 31, 2017.**

**F. FINANCE, DEPARTMENT OF  
(Real Property Management, Division of Construction Management)**

**Amended Rule:**

Chapter 355-10-1 Construction Industry Craft Training Fees

**Date Filed: March 27, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 4 AAM, Dated January 31, 2017.**

**G. FORENSIC SCIENCES, DEPARTMENT OF**

**New Rule:**

370-4-1-.01 Determination of Tetrahydrocannabinol (THC) Content in Cannabidiol (CBD) or any Other Preparation Thereof

**Date Filed: April 14, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 5 AAM, Dated February 28, 2017.**

**H. HEALTH, DEPARTMENT OF PUBLIC**

**Repealed Rule:**

Chapter 420-3-5 Solid Waste Collection and Transportation

**Date Filed: April 20, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 5 AAM, Dated February 28, 2017.**

**New Rule:**

Chapter 420-3-5 Solid Waste Collection and Transportation

**Date Filed: April 20, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 5 AAM, Dated February 28, 2017.**

**I. MEDICAL EXAMINERS, BOARD OF**

**Repealed Rule:**

Chapter 540-X-13 Alabama Physician Health Program

**Date Filed: April 18, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 5 AAM, Dated February 28, 2017.**

**New Rule:**

Chapter 540-X-13 Alabama Physician Health Program

**Date Filed: April 18, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 5 AAM, Dated February 28, 2017.**

**J. REVENUE, DEPARTMENT OF**

**Amended Rules:**

810-3-2-.03 Estates, Trusts, and Fiduciaries Subject to Alabama Income Tax

**Date Filed: April 14, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 3 AAM, Dated December 29, 2016.**

810-3-25-.07 Estates and Trusts, Miscellaneous Information

**Date Filed: April 14, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 4 AAM, Dated January 31, 2017.**

810-3-174-.02 Built-in Gains Tax

810-3-175-.01 Passive Investment Income Tax

**Date Filed: April 14, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 3 AAM, Dated December 29, 2016.**

**Repealed Rule:**

810-5-1-.202 Personalized License Tags – Rejection of Objectionable  
Language or Symbols

**Date Filed: April 14, 2017**

**Public Notice appeared in Volume XXXV, Issue No. 4 AAM, Dated January 31, 2017.**