

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 Services Agency, 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-.08	Voting
190-X-1-.16	Declaratory Rulings
190-X-1-.17	Advisory Opinion
190-X-1-.19	Criteria for Approval of Continuing Education
190-X-2-.09	Recordation of License
190-X-2-.17	Non-Licensed Chiropractic Practice Ownership
190-X-4-.07	Costs
190-X-5-.06	Solicitation

Date Filed: October 15, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

New Rule:

190-X-3-.03	Requirements for Certification to Perform Dry Needling
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Date Filed: October 15, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

B. CONSERVATION AND NATURAL RESOURCES, DEPARTMENT OF

Amended Rules:

220-2-.25	Imported Game Birds, Game Animals, Wildlife and Raw Furs Subject to State Laws
220-2-.55	Wildlife Management Areas, Community Hunting Areas, Public Hunting Areas, and Refuges of Alabama

Date Filed: October 11, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

New Rule:

220-2-.160	Definition of Immediate Family
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Date Filed: October 11, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

C. COSMETOLOGY AND BARBERING, BOARD OF

Amended Rule:

250-X-2-.01	Fees
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Date Filed: October 16, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

D. COURT REPORTING, BOARD OF

Amended Rules:

Chapter 257-X-1	Organization and Administration
Chapter 257-X-2	Board Policies and Procedures
Chapter 257-X-3	Licensure
Chapter 257-X-5	Disciplinary Action
Chapter 257-X-6	Continuing Education
Chapter 257-X-7	Appendix I - Fee Schedule
Chapter 257-X-8	Appendix II - Forms Associated with these Rules and Regulations

Date Filed: October 19, 2018

Public Notice appeared in Volume XXXVI, Issue No. 9 AAM, Dated June 29, 2018.

E. DENTAL EXAMINERS, BOARD OF

Amended Rule:

270-X-2-.20	Reporting of Adverse Occurrences
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Date Filed: October 11, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

F. ENVIRONMENTAL MANAGEMENT, DEPARTMENT OF

Amended Rules:

335-1-1-.03	Organization and Duties of the Commission
335-1-1-.07	Departmental Forms, Instructions, and Procedures
335-3-5-.13	TR SO ₂ Allowance Allocations
335-3-8-.14	TR NO _x Annual Allowance Allocations
335-3-8-.46	TR NO _x Ozone Season Group 2 Allowance Allocations

Date Filed: October 23, 2018

Public Notice appeared in Volume XXXVI, Issue No. 9 AAM, Dated June 29, 2018

335-6-15-.03	Applicability
335-6-15-.06	Performance Standards for New UST Systems and Dispensers
335-6-15-.09	Operation, Maintenance, and Testing or Inspection of Spill and Overfill Prevention Equipment and Containment Systems; and Walkthrough Inspections
335-6-15-.14	General Release Detection Requirements for All UST Systems
335-6-15-.18	Methods of Release Detection for Underground Piping
335-6-15-.48	UST Systems with Field-Constructed Tanks and Airport Hydrant Fuel Distribution Systems
335-6-16-.09	Scope of Tank Trust Fund Coverage

Date Filed: October 23, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

G. HEALTH, DEPARTMENT OF PUBLIC

Repealed Rule:

Chapter 420-3-16	Production, Processing, Handling, or Distribution of Milk, Milk Products, and Frozen Desserts
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Date Filed: October 18, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

HEALTH, DEPARTMENT OF PUBLIC (cont.)

New Rule:

Chapter 420-3-16 Production, Processing, Handling, or Distribution of Milk, Milk Products, and Frozen Desserts

Date Filed: October 18, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

H. HEARING INSTRUMENT DEALERS, BOARD OF

Amended Rule:

445-X-1-.05 Continuing Education

445-X-1-.06 Requirements for Businesses

Date Filed: October 17, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

I. HUMAN RESOURCES, DEPARTMENT OF

Amended Rules:

Chapter 660-4-1 Scope and Authority

Chapter 660-4-2 Certification of Eligible Households

Chapter 660-4-3 Issuance

Chapter 660-4-4 Food Assistance Overpayment

Chapter 660-4-5 Emergency Food Assistance for Victims of Disasters

Date Filed: October 9, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

New Rule:

Chapter 660-4-7 Simplified Reporting and Prospective Budgeting

Date Filed: October 9, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

J. MANUFACTURED HOUSING COMMISSION

Amended Rules:

535-X-11-.07 Construction Plan Requirements

535-X-11-.13 Used Manufactured Buildings

535-X-11-.14 Installation of Manufactured Buildings (Modulars)

535-X-12-.07 Inspection of Installation

535-X-12T-.04 Manufactured Housing Units that Shall Not Be Transported

535-X-14-.03 Licensing

535-X-14-.04 Training

535-X-17-.04 Administrative Costs

Date Filed: October 9, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

K. MEDICAID AGENCY

Amended Rules:

560-X-16-.01 Pharmacy Services – General

560-X-16-.06 Reimbursement for Covered Drugs and Services

Date Filed: October 12, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

MEDICAID AGENCY (cont.)

Amended Rules:

560-X-40-.01 Definitions
560-X-40-.02 Eligibility
560-X-40-.03 Description of Covered Services, Limitations, and Exclusions
 (General)

Date Filed: October 12, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

L. MEDICAL EXAMINERS, BOARD OF

Amended Rules:

540-X-8-.06 Authorization for Practice as a Certified Registered Nurse
 Practitioner
540-X-8-.20 Authorization for Practice as a Certified Nurse Midwife

Date Filed: October 18, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

M. MENTAL HEALTH, DEPARTMENT OF

Amended Rules:

580-2-9-.03 Mental Illness Program Staff
580-9-44-.02 Personnel

Date Filed: October 16, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated August 31, 2018.

Repealed Rules:

580-2-9-.04 Consumer Protection
580-2-9-.07 Performance Improvement
580-9-44-.03 Client Rights
580-9-44-.04 Abuse and Neglect
580-9-44-.05 Grievances, Complaints and Appeals
580-9-44-.06 Confidentiality and Privacy
580-9-44-.07 Seclusion and Restraint
580-9-44-.08 Child and Adolescent Seclusion and Restraint
580-9-44-.11 Performance Improvement

Date Filed: October 16, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated August 31, 2018.

New Rules:

Chapter 580-2-20 Program Operation

Date Filed: October 16, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated August 31, 2018.

N. NURSING, BOARD OF

Amended Rules:

610-X-4-.16	Special Circumstances
610-X-5-.04	Qualifications for Physicians in Collaborative Practice with Certified Registered Nurse Practitioners
610-X-5-.07	Authorization for Practice as a Certified Registered Nurse Practitioner
610-X-5-.15	Qualifications for Physicians in Collaborative Practice with Certified Nurse Midwives
610-X-5-.18	Authorization for Practice as a Certified Nurse Midwife
610-X-9-.13	Reinstatement of Lapsed Approval for Practice as a Clinical Nurse Specialist

Date Filed: September 27, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

New Rules:

610-X-5-.13	Reinstatement of Lapsed Approval for Practice as a Certified Registered Nurse Practitioner
610-X-5-.24	Reinstatement of Lapsed Approval for Practice as a Certified Nurse Midwife
610-X-9-.07	Reinstatement of Lapsed Approval for Practice as a Certified Registered Nurse Anesthetist

Date Filed: September 27, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

O. PERSONNEL BOARD

Amended Rules:

670-X-8-.02	Salary Rates Upon Initial Appointment to State Service
670-X-8-.04	Performance Salary Advances
670-X-8-.05	Salary Rate Upon Return to Duty after Resignation

Date Filed: October 9, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.

P. REAL ESTATE APPRAISERS BOARD

Amended Rules:

780-X-3-.06	Qualifying Education Curricula Approved by the Board for Licensure as a Real Property Appraiser
780-X-4-.02	Application and License Fees
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
780-X-6-.06	Qualifying Experience Given for Review Appraisals
780-X-9-.01	Classification of Real Estate Appraisers

Date Filed: September 25, 2018

Public Notice appeared in Volume XXXVI, Issue No. 9 AAM, Dated June 29, 2018.

REAL ESTATE APPRAISERS BOARD (cont.)

Repealed Rules:

780-X-16-.02 Checklist
780-X-16-.04 Application for Reciprocal Appraiser License

Date Filed: September 25, 2018

Public Notice appeared in Volume XXXVI, Issue No. 9 AAM, Dated June 29, 2018.

New Rules:

780-X-16-.02 Checklist
780-X-16-.04 Application for Reciprocal Appraiser License

Date Filed: September 25, 2018

Public Notice appeared in Volume XXXVI, Issue No. 9 AAM, Dated June 29, 2018.

Q. RESPIRATORY THERAPY, BOARD OF

Amended Rules:

Chapter 798-X-5 Licensure
Chapter 798-X-8 Continuing Education for Licensure
Appendices I Fee Schedule

Date Filed: October 19, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

R. REVENUE, DEPARTMENT OF

Amended Rules:

810-6-2-.90.02 Simplified Sellers Use Tax Remittance Program
810-6-2-.90.03 Requirements for Certain Out-of-State Sellers Making
Significant Sales into Alabama

Date Filed: October 9, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

810-6-3-.01 Exemptions for Agricultural Products Sold by the Producer
810-6-5-.27.02 Hospital Assessment for Medicaid

Date Filed: October 17, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

Repealed Rule:

810-4-1-.02 Implementation Plan for Updating of Value-Directive Issued
under the Authority of the Provisions of the Code of Ala. 1975,
§§40-7-60 through 40-7-64, and by Order of the Commissioner
of Revenue June 13, 1980

Date Filed: October 17, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

New Rules:

810-4-1-.02 Implementation Plan for Annual Equalization

Date Filed: October 9, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

REVENUE, DEPARTMENT OF (cont.)

New Rules:

810-6-2-.90.04 Requirements for Certain Marketplace Facilitators and
Marketplace Sellers

Date Filed: October 17, 2018

Public Notice appeared in Volume XXXVI, Issue No. 10 AAM, Dated July 31, 2018.

S. SECRETARY OF STATE

Amended Rule:

820-2-4-.05 Petition Requirements

Date Filed: October 9, 2018

Public Notice appeared in Volume XXXVI, Issue No. 11 AAM, Dated August 31, 2018.