

APA-1
07/04

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control No. _____ Department or Agency: Alabama State Board of Veterinary Medical Examiners
Rule No. 930-X-1-.17
Rule Title: Investigations.
____ New 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? No

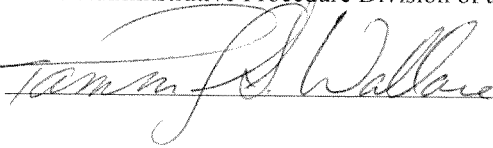
Are all facets of the rulemaking process designed solely
For the purpose of, and so they have, as their primary
Effect, the protection of the public? Yes

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
Reference Service.

Signature of certifying officer 

Date: August 7, 2012

(DATE FILED)
(STAMP)

APA-2
07/04

Alabama State Board of Veterinary Medical Examiners

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama State Board of Veterinary Medical Examiners

RULE NO. & TITLE: 930-X-1-.17 Investigations.

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION: The Board proposes to correctly site statutory authority and clarify language.

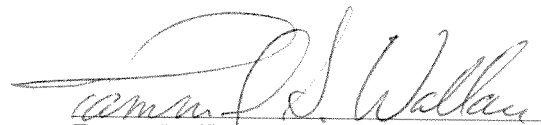
TIME, PLACE, MANNER OF PRESENTING VIEW: Written comments, views, or arguments will be received by the Alabama State Board of Veterinary Medical Examiners at 9:00 a.m. on October 10, 2012. Comments should be directed to Tammy Wallace, Executive Director, at 8 Commerce Street, Suite 910, Montgomery, AL 36130-5330, or via fax at 334-262-8716. A public hearing will be held at 9:00 a.m. on October 10, 2012 at 8 Commerce Street, Suite 910, Montgomery, AL 36104.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

October 10, 2012

CONTACT PERSON AT AGENCY:

Tammy Wallace, Executive Director
8 Commerce Street – Suite 910
Montgomery, AL 36130-5330
(334) 262-8068


Tammy Wallace, Executive Director
Alabama State Board of Veterinary Medical
Examiners

APA-2
07/04

Alabama State Board of Veterinary Medical Examiners

NOTICE OF INTENDED ACTION

RULE NUMBER: 930-X-1-.17

TITLE OF RULE: INVESTIGATIONS.

(1) The Alabama State Board of Veterinary Medical Examiners and its staff shall have the right to conduct investigations of alleged professional misconduct of a licensee or any other individual who falls under the jurisdiction of this practice act. Upon the conclusion of an investigation, the Board or its authorized representatives with Board approval shall determine whether the matter warrants dismissal, with or without a private informed admonition, a private reprimand, public censure, or the filing of a formal complaint. The licensee or any other individual, who falls under the jurisdiction of this practice act, within fourteen days after being advised of the decision as to a proposed private reprimand or public censure, shall be entitled to demand that he or she be given the right to a hearing as provided herein.

~~(2) A grievance committee of a regional or county association, approved by the Alabama State Board of Veterinary Medical Examiners, shall have the power and authority to investigate any alleged professional misconduct of any licensee currently maintaining a membership with the professional association, whether or not charges or complaints thereof be made or referred to it. In the event a grievance committee should determine that the investigation should be concluded by dismissal, with or without a private informed admonition, a private reprimand or by public censure, such recommendations shall be reported to the Board which may, by majority vote, approve, dismiss or change the decision.~~

Author: Alabama State Board of Veterinary Medical Examiners
Statutory Authority: Code of Ala. 1975, §34-29-69.