

APA-1
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TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 190 Department or Agency: Alabama State Board of Chiropractic Examiners
Rule No. 190-X-2-.20

Rule Title: Continuing Education Audit Requirements

XX 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 costs, 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 Reference Service.

Signature of certifying officer Larry H. Heston, D.C.

Date July 25, 2014

DATE FILED
(STAMP)

ALABAMA STATE BOARD OF CHIROPRACTIC EXAMINERS

NOTICE OF INTENDED ACTION

AGENCY NAME: The Alabama State Board of Chiropractic Examiners

RULE NO. & TITLE:

(1) Rule 190-X-2-.20 Continuing Education Audit Requirements

INTENDED ACTION: The Alabama State Board of Chiropractic Examiners the new rule listed above.

SUBSTANCE OF PROPOSED ACTIONS:

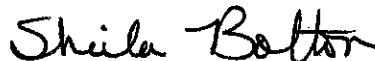
(1)The Alabama State Board of Chiropractic Examiners proposes this rule to change the process for submitting required continuing education and to allow for audit of said continuing education.

TIME, PLACE AND MANNER FOR PRESENTING VIEWS: Written or oral comments may be submitted to the Alabama State Board of Chiropractic Examiners, 126 Chilton Place, Clanton, AL 35045, 205-755-8000.

FINAL DATE FOR COMMENT & COMPLETION OF NOTICE: October 6, 2014.

CONTACT PERSON AND ADDRESS:

Amy Deavers
Administrative Assistant
Alabama State Board of Chiropractic Examiners
126 Chilton Place
Clanton, AL 35045
1-800-949-5838 ext. 226



Sheila Bolton
Executive Director

Alabama State Board of Chiropractic Examiners
Proposed Amended Rule

190-X-2-.20 Continuing Education Audit requirements.

Effective beginning January 1, 2015:

(1) Licensees shall complete eighteen (18) hours of continuing education every year as a condition of licensure renewal. By submitting the renewal, a licensee is representing their compliance with this requirement by the end of the relevant calendar year.

(2) In order to receive credit for continuing education, the continuing education shall be previously approved by the Board. Any requests for approval of continuing education shall be submitted to the Board no less than thirty (30) calendar days prior to offering of the continuing education. A condition of approval shall be that the continuing education is pertinent to the practice of chiropractic.

(3) Continuing Education may be completed by either attendance at a course(s) or by distance based program(s), video or by publications; however, a licensee may only complete eight (8) hours distance based continuing education.

(4) It is the responsibility of each licensee to maintain and compile accurate records relating to all continuing education courses or activities they have attended and completed. It shall be the responsibility of each licensee to maintain above described documentation and information pertaining to each year for a period of two (2) years and this information shall be submitted to the Board of Chiropractic Examiners within thirty (30) calendar days after a request for the same by the Board.

(5) The Board of Chiropractic Examiners shall randomly audit the continuing education documentation or information to be maintained or submitted by each licensee as described herein to assure compliance with these rules. Failure to maintain the documentation or information set forth in these rules or the submission of false or misleading information or documentation to the Board of Chiropractic Examiners or failure to submit requested documentation or information within the time specified by the Board may subject the licensee, after hearing, to those penalties outlined in Code of Alabama 1975 §34-24-166.

(6) Upon written request to the Board of Chiropractic Examiners, and upon the demonstration of good and sufficient cause, the Board of Chiropractic Examiners may grant a waiver or

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extension of time for the completion of the annual hour requirements for continuing education as set forth herein. The licensee who seeks such a waiver or extension shall submit to the Board of Chiropractic Examiners any documentation required by the Board which the Board deems appropriate for it to make a decision concerning that waiver or extension.

(7) Any licensee who allows their license to lapse for a minimum of one (1) calendar year but not more than five (5) calendar years, shall be required as a condition for reinstatement to provide documentation of their completion of eighteen (18) hours of continuing education in the manner prescribed above for each lapsed calendar year. If a license is lapsed for more than five (5) calendar years, in addition to the examination requirement set forth in Code of Alabama 1975 §34-24-176, the Board may require as a condition for reinstatement any amount of continuing education deemed appropriate.

Author: James Ward

Statutory Authority: Code of Alabama 1975, §34-24-145.