

ALABAMA BOARD OF PHYSICAL THERAPY
ADMINISTRATIVE CODE

CHAPTER 700-X-5
AMENDMENT OF RULES

TABLE OF CONTENTS

700-X-5-.01	Petition For Adoption Of Rules
700-X-5-.02	Notice
700-X-5-.03	Public Hearings
700-X-5-.04	Board Decisions
700-X-5-.05	Emergency Rules
700-X-5-.06	Compliance With Administrative Procedure Act

700-X-5-.01 Petition For Adoption Of Rules.

(1) Any person who wishes to propose that the Board adopt, repeal, or amend any rule may do so on the form prescribed by the Board and supplied by the executive director.

(2) The Board shall meet and consider any petition for adoption, repeal, or amendment within 60 days of its submission.

Authors: James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Showmake; Donald L. Hilts; Herbert R. Caillouet

Statutory Authority: Code of Ala. 1975, §§34-24-193, 41-22-8.

History: Filed September 30, 1982. **Amended:** Filed March 5, 1999; effective April 9, 1999.

700-X-5-.02 Notice.

(1) The Board shall give at least 35 days' notice of any proposed action on any rule by publication in the Alabama Administrative Monthly in compliance with the Alabama Administrative Procedure Act, §5(1)(a).

(2) Any person who wishes to receive notice by mail of all proposed actions on rules may do so by requesting such notice from the executive director and paying an annual charge of \$50.00 to cover costs of the mailings. All annual subscriptions begin October 1 and expire September 30.

Author: James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake; Donald L. Hiltz; Herbert R. Caillouet
Statutory Authority: Code of Ala. 1975, §§34-24-193, 41-22-5.
History: Filed September 30, 1982. **Amended:** Filed March 5, 1999; effective April 9, 1999.

700-X-5-.03 Public Hearings. The Board shall permit all interested persons reasonable opportunity to submit data, views, or arguments concerning any proposed rule action. Data, views, or arguments submitted in writing must be received by the executive director at least seven days before the date specified in the notice as the day of the public hearing. Those persons wishing to appear before the Board to present data, views, or arguments orally must submit a request to appear before the Board to the executive secretary, and such request must be received by the executive secretary at least seven days before the scheduled public hearing.

Author: James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake; Donald L. Hiltz; Herbert R. Caillouet
Statutory Authority: Code of Ala. 1975, §§34-24-193, 41-22-5.
History: Filed September 30, 1982. **Amended:** Filed March 5, 1999; effective April 9, 1999.

700-X-5-.04 Board Decision. The Board shall fully consider all written and oral submissions concerning every proposed rule action. Upon adoption of a rule, the Board, if conflicting views are submitted on the proposed rule, shall issue a concise statement of the principal reasons for and against its adoption, incorporating therein its reasons for overruling any consideration urged against its adoption.

Author:
Statutory Authority: Code of Ala. 1975, §§34-24-193, 41-22-5.
History: Filed September 30, 1982.

700-X-5-.05 Emergency Rules. In the event the Board finds that an immediate danger to the public health, safety, or welfare requires adoption of a rule upon fewer than 35 days' notice or that action is required by or to comply with a federal statute or regulation which requires adoption of a rule upon fewer than 35 days' notice, the Board may adopt an emergency rule under the provisions of the Administrative Procedure Act, §5(2).

Author:
Statutory Authority: Code of Ala. 1975, §§34-24-193, 41-22-5.

History: Filed September 30, 1982.

700-X-5-.06 Compliance With Administrative Procedure Act. All
rules adopted by the Board shall otherwise substantively and procedurally comply substantially with the provisions of the Alabama Administrative Procedure Act.

Author:

Statutory Authority: Code of Ala. 1975, §§34-24-193.

History: Filed September 30, 1982.