

ALABAMA BOARD OF PHYSICAL THERAPY
ADMINISTRATIVE CODE

CHAPTER 700-X-1
ORGANIZATION, ADMINISTRATION AND PROCEDURE

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700-X-1-.01 **Purpose.** The Alabama Board of Physical Therapy was created to ensure that the public is protected from the incompetent practice of physical therapy. This purpose is achieved through the establishment of minimum qualifications for entry into the profession, through the adoption of rules defining and delineating unlawful conduct, and through swift and effective discipline for those practitioners who violate the applicable laws or rules promulgated thereunder. The Board may, at its discretion, conduct scheduled or unscheduled inspections of facilities in which physical therapists practice to determine compliance with applicable statute/regulation.

Authors: James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake

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

History: Filed September 30, 1982. **Amended:**

Filed December 5, 1995; effective January 9, 1996. **Repealed and**

New Rule: Filed May 12, 2017; effective June 26, 2017.

700-X-1-.02 **Composition And Selection Of Board.**

(1) The Board of Physical Therapy shall consist of seven members who meet the qualifications set out in Code of Ala. 1975, §34-24-192(b), appointed by the Governor from a list of five persons nominated for each place on such Board by the current licensees and certified to him by the Board. For the purpose of preparing the list of five names, the Board shall conduct an annual meeting at which all physical therapists and physical therapist assistants holding a current license as identified under the provisions of this act shall have the right to attend, nominate, and vote. Nominations may be made from the floor, or mailed to the Board to be received no later than two weeks prior to the nominations/election meeting. Late nominations will not be accepted. Written, signed consent of each nominee is required. The Board will select the date, time, and place of the meeting at which nominations and voting will be accomplished. All licensees will be notified electronically at least 30 days prior to said meeting.

(2) In the event of a vacancy prior to the next meeting, the Governor will fill such vacancy from the remaining names on the list. Board members shall be appointed for staggered terms of five years each, so that at least one member's term expires each year. No person shall be appointed for more than two consecutive terms. Four members shall be physical therapists, two members shall be physical therapist assistants, and one member shall be a consumer.

(3) The membership of the board shall be inclusive and reflect the racial, gender, geographic, urban/rural, and economic diversity of the state.

Authors: John C. Badenhop; James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake; Beth Curry Dozier; Herbert R. Caillouet; Olivia J. Box; Sonja Farrell; John C. Cormier; Andy Gustafson; Ron Bass; Jay Segal; Mitzi Tuttle; Vince Molyneux; Eric Dekle

Statutory Authority: Code of Ala. 1975, §§34-24-192, 34-24-193.

History: Filed September 30, 1982. **Amended:** Filed September 6, 1985; November 29, 1989. **Amended:** Filed May 6, 2002; effective June 10, 2002. **Amended:** Filed March 22, 2010; effective April 26, 2010. **Repealed and New Rule:** Filed May 12, 2017; effective June 26, 2017.

700-X-1-.03 General Description Of Organization And Operation. The Board is an independent agency of the State of Alabama. All costs of operating the Board, including

administrative, secretarial, clerical, and investigative, are paid from legislative appropriation of fees collected by the Board. The attorney general and his assistants provide legal services to the Board.

Authors: James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake

Statutory Authority: Code of Ala. 1975, §§34-24-193, 34-24-195.

History: Filed September 30, 1982. **Repealed and New Rule:** Filed May 12, 2017; effective June 26, 2017.

700-X-1-.04 **Officers.**

(1) Election.

(a) The Board shall elect a chair, a secretary, and a treasurer, annually at the first meeting held after October the 1st.

(2) Compensation and Expenses. Board members shall be compensated on a per diem basis for days actually spent in performance of their duties in an amount that shall be fixed from time to time by resolution of the Board. Additionally, members of the Board shall be reimbursed according to the state travel policy for their other expenses.

Authors: John C. Badenhop; James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake; Beth Curry Dozier; Herbert R. Caillouet; Olivia J. Box; Sonja Farrell; John C. Cormier

Statutory Authority: Code of Ala. 1975, §§34-24-192, 34-24-193.

History: Filed September 30, 1982. **Amended:** Filed September 6, 1985. **Amended:** Filed May 6, 2002; effective June 10, 2002. **Repealed and New Rule:** Filed May 12, 2017; effective June 26, 2017.

700-X-1-.05 **Executive Director.** The Board shall employ an Executive Director who shall be responsible for the administration of Board policy. The Executive Director is designated as agent for the Board for service of legal process upon the Board. All correspondence to the Board, including requests for information and all submissions and other requests, should be made to the Executive Director at the Board's headquarters as follows:

Executive Director
Alabama Board of Physical Therapy
100 North Union Street, Suite 627
Montgomery, Alabama 36130-5040

Authors: 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.

History: Filed September 30, 1982. **Amended:** Filed May 6, 1996; effective June 10, 1996. **Amended:** Filed March 5, 1999; effective April 9, 1999. **Repealed and New Rule:** Filed May 12, 2017; effective June 26, 2017.

Ed. Note: Previous Rule .05 was repealed and renumbered .06 per certification filed May 12, 2017; effective June 26, 2017.

700-X-1-.06 Meetings.

(1) Meetings may be called by the chair or by a quorum of the Board.

(2) Each member of the Board shall be given at least seven days' notice of the time, place, and purpose of any regular or special meeting by the chair or the executive director, unless such notice is waived by the individual member or unless such member is present at the called meeting.

(3) The Board shall conduct an annual meeting at which all physical therapists and physical therapist assistants shall have the right to attend, nominate, and vote on persons for positions on the board. Special meetings may be called as necessary.

Authors: James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake; Beth Curry Dozier; Herbert R. Caillouet; Olivia J. Box; Sonja Farrell; John C. Cormier

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

History: Filed September 30, 1982. **Amended:** Filed November 29, 1989. **Amended:** Filed May 6, 2002; effective June 10, 2002. **Repealed and New Rule:** Filed May 12, 2017; effective June 26, 2017.

Ed. Note: Previous Rule .09 was renumbered .06 per certification filed May 12, 2017; effective June 26, 2017.

700-X-1-.07 **Voting.** All members of the Board, including the chair, are entitled to vote and to make or second motions. A majority of those members of the Board present and voting on any matter shall decide that matter before the Board. The chairman shall vote as a member of the Board and his/her vote shall count no more than the vote of any other member.

Authors: James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake; Beth Curry Dozier; Herbert R. Caillouet; Olivia J. Box; Sonja Farrell; John C. Cormier

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

History: Filed September 30, 1982. **Amended:** Filed May 6, 2002; effective June 10, 2002. **Repealed and New Rule:** Filed May 12, 2017; effective June 26, 2017.

Ed. Note: Previous Rule .11 was renumbered .07 per certification filed May 12, 2017; effective June 26, 2017.

700-X-1-.08 **Use Of Forms.** All applications and requests for which the Board has prescribed a form must be made on the prescribed form. Copies of instructions and forms are available from the executive director.

Authors: 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.

History: Filed September 30, 1982. **Amended:** Filed March 5, 1999; effective April 9, 1999. **Repealed and New Rule:** Filed May 12, 2017; effective June 26, 2017.

Ed. Note: Previous Rule .12 was renumbered .08 per certification filed May 12, 2017; effective June 26, 2017.

700-X-1-.09 **Records.**

(1) Specific public records are available for inspection at Board headquarters during regular business hours.

(2) Any person wishing to obtain copies of specific public records may request same from the executive director, and will be supplied copies upon payment of the cost of copying, handling and postage, which costs will be estimated and set from time to time by resolution by the Board.

Authors: 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, 41-22-4(1).

History: Filed September 30, 1982. **Amended:** Filed November 29, 1989. **Amended:** Filed March 5, 1999; effective April 9, 1999. **Repealed and New Rule:** Filed May 12, 2017; effective June 26, 2017.

Ed. Note: Previous Rule .13 was renumbered .09 per certification filed May 12, 2017; effective June 26, 2017.

700-X-1-.10 **Directory.** The Board shall make available a directory listing all persons licensed to practice in Alabama as physical therapists or physical therapist assistants. Copies of the directory shall be made available from the executive director upon request and payment of the cost of copying, handling and postage, the costs of which will be the same as set forth in rule 700-X-2-.09, above.

Authors: James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake; Donald L. Hiltz; Herbert R. Caillouet; Vince Molyneux; John Cormier; Jay Seal; Eric Dekle; Mitzi Watson; Mary Jolley
Statutory Authority: Code of Ala. 1975, §34-24-193.

History: Filed September 30, 1982. **Amended:** Filed November 29, 1989. **Amended:** Filed March 5, 1999; effective April 9, 1999. **Amended:** Filed September 20, 2012; effective October 25, 2012; Operative November 2, 2012. **Repealed and New Rule:** Filed May 12, 2017; effective June 26, 2017.

Ed. Note: Previous Rule .14 was renumbered .10 per certification filed May 12, 2017; effective June 26, 2017.

Ed. Note: Chapter 700-X-1 was repealed and replaced per certification filed May 12, 2017; effective June 26, 2017. The following rules were repealed only.

700-X-1-.05 **Employment Of Personnel.**

Authors: James R. Hobbs, Jr.; Anne Harrison; Robert L. Shoemake
Statutory Authority: Code of Ala. 1975, §34-24-193.
History: Filed September 30, 1982. **Repealed:** Filed May 12, 2017; effective June 26, 2017.

700-X-1-.07 Rules Of Order.

Authors: James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake

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

History: Filed September 30, 1982. **Repealed:** Filed May 12, 2017; effective June 26, 2017.

700-X-1-.08 Quorum.

Authors: John C. Badenhop; James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake; Beth Curry Dozier; Herbert R. Caillouet; Olivia J. Box; Sonja Farrell; John C. Cormier

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

History: Filed September 30, 1982. **Amended:** Filed September 6, 1985. **Amended:** Filed May 6, 2002; effective June 10, 2002. **Repealed:** Filed May 12, 2017; effective June 26, 2017.

700-X-1-.10 Questions Of Procedure And Evidence.

Authors: James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake

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

History: Filed September 30, 1982. **Repealed:** Filed May 12, 2017; effective June 26, 2017.

700-X-1-.15 Declaratory Rulings.

Authors: James R. Hobbs, Jr.; Anne H. Harrison; Robert L. Shoemake

Statutory Authority: Code of Ala. 1975, §§34-24-193, 41-22-11.

History: Filed September 30, 1982. **Repealed:** Filed May 12, 2017; effective June 26, 2017.