

APA-1  
Revised 4/2018

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control 540 Department or Agency Alabama State Board of Medical Examiners  
Rule No. 540-X-1-.18  
Rule Title: Dishonored Checks

New       Amend       Repeal       Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? NO

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

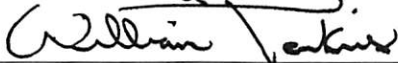
Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? NO

\*\*\*\*\*  
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 Services Agency.

Signature of certifying officer 

Date: December 10, 2020

REC'D & FILED

DEC 14 2020

LEGISLATIVE SVC AGENCY

APA-2

**ALABAMA STATE BOARD OF MEDICAL EXAMINERS**

**NOTICE OF INTENDED ACTION**

**AGENCY NAME:** Alabama Board of Medical Examiners

**RULE NO. & TITLE:** 540-X-1-.18, Dishonored Checks

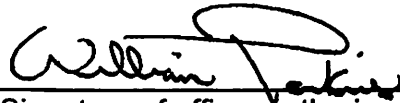
**INTENDED ACTION:** Adopt new rule

**SUBSTANCE OF PROPOSED ACTION:** New rule to provide for a dishonored check fee.

**TIME, PLACE, MANNER OF PRESENTING VIEWS:** All interested persons may submit data, views, or arguments concerning the proposed new rule(s) and regulation(s) in writing to: Carla H. Kruger, Office of the General Counsel, Alabama State Board of Medical Examiners, Post Office Box 946, Montgomery, Alabama 36101-0946, by mail or in person between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, until and February 4, 2021. Persons wishing to obtain copies of the text of this rule and submit data, views, or comments or arguments orally should contact Carla H. Kruger by telephone (334-242-4116) during said period in order to set up an appointment for a hearing respecting such oral data, views, or arguments. Copies can also be obtained at the Board's web site, [www.albme.org](http://www.albme.org).

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:** February 4, 2021

**CONTACT PERSON AT AGENCY:** Carla H. Kruger



(Signature of officer authorized  
to promulgate and adopt  
rules or his or her deputy)

NEW

540-X-1-.18 Dishonored Checks.

If the Board receives a check that has been dishonored by the financial institution from which it was drawn, the Board may charge a dishonored check fee as set by the Code of Alabama and established by these regulations.

Pursuant to Ala. Coe § 8-8-15, this fee of \$30.00 must accompany any check, or other negotiable instrument drawn on a bank or other depository institution and made payable to the Board, if the instrument is not paid or is dishonored by the institution. Unless otherwise provided, the Board shall not process, or shall rescind as incomplete, any application, license, certificate, or renewal thereof until such time as this fee, including the amount of the dishonored check, has been received by the Board.

**Author:** Alabama Board of Medical Examiners

**Statutory Authority:** §§ 8-8-15, 34-24-53, 34-24-53.1

**History:** Approved New Rule: November 19, 2020.