

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-3-.01
Rule Title: General Requirements that Apply to All Applicants for a Certificate of
Qualification

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?

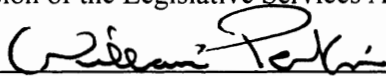
NO

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



JAN 21 2020

Date: January 16, 2020

APA-2

**ALABAMA STATE BOARD OF MEDICAL EXAMINERS
NOTICE OF INTENDED ACTION**

AGENCY NAME: Alabama Board of Medical Examiners

RULE NO. & TITLE: 540-X-3-.01, General Requirements that Apply to All Applicants for a Certificate of Qualification

INTENDED ACTION: Amend the Rule

SUBSTANCE OF PROPOSED ACTION: The proposed amendments adopt the use of the Federation of State Medical Boards (FSMB) on-line Uniform Application for applicants for certificates of qualification for full licenses to practice medicine.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested persons may submit data, views, or arguments concerning the proposed amended 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 including April 30, 2020. 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.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: April 30, 2020

CONTACT PERSON AT AGENCY: Carla H. Kruger



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

540-X-3-.01 General Requirements That Apply to All Applicants for a Certificate of Qualification. All applicants for a certificate of qualification ~~must~~ shall satisfy the requirements of Rules 540-X-3-.01 to 540-X-3-.10, inclusive, complete the Federation of State Medical Boards (FSMB) on-line Uniform Application, and submit to FSMB the Sixty Dollar (\$60.00) Uniform Application fee, or the fee in effect at the time of the application published by FSMB.

Author: Alabama Board of Medical Examiners.

Statutory Authority: Code of Alabama 1975, §34-24-53 and Act No. 93-148.

History: Filed May 20, 1993 for publication. See also Notice of Intended Action dated 5/20/93 repealing existing Chapter 3. Approved/Adopted: July 21, 1993. Effective Date: October 1, 1993. Amended/Approved: July 16, 2008. Emergency Rule Effective: August 1, 2008. Effective Date: November 19, 2008. Amended/Approved: January 15, 2020.

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TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 540 Department or Agency Alabama State Board of Medical Examiners
Rule No. 540-X-3-.09
Rule Title: Fees Payable for Applicants for Certificates of Qualification for Licensure to
Medicine in Alabama

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  JAN 21 2020

Date: January 16, 2020

APA-2

**ALABAMA STATE BOARD OF MEDICAL EXAMINERS
NOTICE OF INTENDED ACTION**

AGENCY NAME: Alabama Board of Medical Examiners

RULE NO. & TITLE: 540-X-3-.09, Fees Payable for Applicants for Certificates of Qualification for Licensure to Practice Medicine in Alabama

INTENDED ACTION: Amend the Rule

SUBSTANCE OF PROPOSED ACTION: The proposed amendments adopt the use of the Federation of State Medical Boards (FSMB) on-line Uniform Application and fees for applicants for certificates of qualification for full licenses to practice medicine.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested persons may submit data, views, or arguments concerning the proposed amended 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 including April 30, 2020. 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.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: April 30, 2020

CONTACT PERSON AT AGENCY: Carla H. Kruger



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

540-X-3-.09 Fees Payable for Applicants for Certificates of Qualification for Licensure to Practice Medicine in Alabama.

(1) All applicants for a certificate of qualification whether by examination, endorsement, or without examination (limited license) shall submit an application fee in the amount of One Hundred and Seventy-five Dollars (\$175.00).

(2) Beginning October 1, 2008, all applicants for a certificate of qualification for a full license to practice medicine shall pay a criminal history background check fee of Sixty-five Dollars (\$65.00).

(3) All applicants for a certificate of qualification for a full license to practice medicine shall submit to FSMB the Sixty Dollar (\$60.00) application fee, or the fee in effect at the time of the application published by the Federation of State Medical Boards (FSMB).

~~(3)~~(4) In addition to the application fee stated above, those applicants for a certificate of qualification by examination (USMLE) and/or those applicants for a certificate of qualification who are required by these rules to take and pass the SPEX examination shall submit examination fees according to the following schedule:

(a) Those applicants for a certificate of qualification by USMLE examination shall pay an examination fee which shall include the following:

1. That fee which, pursuant to an Official Notice from the United States Medical Licensing Examination, is in effect at the time the application for a certificate of qualification by examination is filed with the Alabama Board of Medical Examiners.

2. A fee for administration cost to be set on an annual basis. All Official Notices regarding USMLE fees and any administration fee shall be kept on file in the

office of the Executive Director of the Alabama State Board of Medical Examiners.

(b) Those applicants who are required to take and pass the SPEX examination and who choose to sit for the SPEX in the State of Alabama shall pay that fee which, pursuant to an Official Notice from the Federation of State Medical Boards of the United States, is in effect at the time the application to take the SPEX is filed with the Alabama Board of Medical Examiners. All Official Notices regarding SPEX fees from the Federation of State Medical Boards of the United States shall be kept on file in the office of the Executive Director of the Alabama State Board of Medical Examiners.

Author: Alabama Board of Medical Examiners.

Statutory Authority: Code of Alabama 1975, §§34-24-53 and 34-24-70 and Act No. 08-397

History: Filed May 20, 1993 for publication. See also Notice of Intended Action dated 5/20/93 repealing existing Chapter 3. Approved/Adopted: July 21, 1993. Effective Date: August 26, 1993. Amended/Approved for publication: May 17, 1995. Comment Period Ended: July 6, 1995. Approved/Adopted: July 19, 1995. Effective Date: August 25, 1995. Amended/Approved for Publication: July 16, 2008. Emergency Rule Effective: August 1, 2008. Effective Date: November 19, 2008. Amended/Approved for Publication: November 18, 2015. Effective Date: March 7, 2016. Amended/Approved: January 15, 2020.

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-3-.11
Rule Title: Application Forms Required for a Certificate of Qualification

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: January 16, 2020 **JAN 21 2020**

APA-2

**ALABAMA STATE BOARD OF MEDICAL EXAMINERS
NOTICE OF INTENDED ACTION**

AGENCY NAME: Alabama Board of Medical Examiners

RULE NO. & TITLE: 540-X-3-.11, Application Forms Required for a Certificate of Qualification

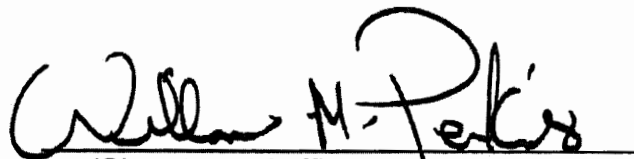
INTENDED ACTION: Amend the Rule

SUBSTANCE OF PROPOSED ACTION: The proposed amendments adopt the use of the Federation of State Medical Boards (FSMB) on-line Uniform Application for applicants for certificates of qualification for full licenses to practice medicine.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested persons may submit data, views, or arguments concerning the proposed amended 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 including April 30, 2020. 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.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: April 30, 2020

CONTACT PERSON AT AGENCY: Carla H. Kruger

A handwritten signature in black ink, appearing to read "William M. Perkins", written over a horizontal line.

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

540-X-3-.11 Application Forms Required for a Certificate of Qualification.

(1) The application for a certificate of qualification ~~by examination~~ for a full license to practice medicine is contained in Appendix A to Chapter 3. Applicants shall also complete the Federation of State Medical Boards (FSMB) on-line Uniform Application.

~~(2) The application for a certificate of qualification by endorsement is contained in Appendix B to Chapter 3.~~

~~(3)~~(2) The application form for a certificate of qualification for a limited license is contained in Appendix ~~C~~B to Chapter 3.

(3) The application form for a certificate of qualification under the Retired Senior Volunteer Physician Program is contained in Appendix C to Chapter 3.

(4) The application form for a renewal of a certificate of qualification under the Retired Senior Volunteer Physician Program is contained in Appendix D to Chapter 3.

~~(4)~~(5) The application form for renewal of limited certificate of qualification is contained in Appendix ~~D~~E to Chapter 3.

~~(5)~~(6) The application form for reinstatement of a certificate of qualification is contained in Appendix ~~E~~F to Chapter 3.

Author: Alabama Board of Medical Examiners.

Statutory Authority: Code of Alabama 1975, §34-24-53 and Act No. 93-148.

History: Filed May 20, 1993 for publication. See also Notice of Intended Action dated 5/20/93 repealing existing Chapter 3. Approved/Adopted: July 21, 1993.

Effective Date: August 26, 1993. Amended: September 15, 1993. Filed for

Publication: September 20, 1993. Approved/Adopted: November 17, 1993.

Effective Date: December 22, 1993. Approved for Publication: October 15,

1997. Approved/Adopted: December 17, 1997. Effective Date: January 22,

1998. Amended/Approved: January 15, 2020.