

APA-1
Revised 4/2018

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 545 Department or Agency: Medical Licensure Commission of Alabama
Rule No. 545-X-2 APPENDIX E
Rule Title: 20XX Retired Senior Volunteer Program Medical License Renewal
Application New
X 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 George C. Smith MD

Date 9/14/2021

REC'D & FILED
SEP 20 2021
LEGISLATIVE SVC AGENCY

APA-2

MEDICAL LICENSURE COMMISSION OF ALABAMA

NOTICE OF INTENDED ACTION

AGENCY NAME: Medical Licensure Commission of Alabama

RULE NO. & TITLE: 545-X-2 APPENDIX E 20XX Retired Senior Volunteer Program License Renewal Application.

INTENDED ACTION: To add the words "or retirement" as an exemption to the requirement to answer question 9 in the affirmative relative to whether the applicant's medical practice has been interrupted for more than 60 days.

SUBSTANCE OF PROPOSED ACTION: To allow renewal applicants to answer "no" to whether their medical practice has been interrupted or suspended for 60 days or more where the interruption or suspension is due to retirement.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested persons may submit views, comments, or arguments concerning the proposed rule in writing to: Karen Silas, Operations Director, 848 Washington Avenue Montgomery, AL 36104 by mail, or by email to ksilas@almlc.gov until and including Tuesday, November 4, 2021. Persons wishing to obtain copies of the text of this rule should contact Ms. Karen Silas by email or telephone at ksilas@almlc.gov or (334)833-0174.

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

CONTACT PERSON AT AGENCY: Karen Silas

George C. Smith Sr. MD

George C. Smith, Sr., M.D, Chairman
Medical Licensure Commission of Alabama

545-X-2 APPENDIX E “NEW RULE”

**20XX Retired Senior Volunteer Program Medical License
Renewal Application
Deadline: December 31, 20XX**

Failure to renew this license by December 31 will result in license becoming inactive without further notice under the restrictions of the Retired Senior Volunteer Program.

Under Alabama law, this document is a public record and if requested it will be provided in its' entirety.

CME Certification:

I hereby certify that I have met or will meet by December 31 the annual minimum continuing education requirement of 25 AMA PRA Category I Credits™ or equivalent continuing medical education for the calendar year 20XX and have or will have supporting documentation if audited.

Professional Responsibility Certification

SINCE YOUR LAST RENEWAL:

1. Have you been “charged” with “any” criminal offense (felony or misdemeanor) (This includes driving under the influence (DUI), even if you were convicted of a lesser offense)? Yes No (If yes, please include a detailed explanation)
2. Has your certificate of qualification or license to practice medicine or osteopathy in any state been suspended, revoked, restricted, curtailed, voluntarily surrendered, or disciplined in any manner? Yes No (If yes, please include a detailed explanation)

If you answer "yes", then a description is required.

8. ***Important:*** *The Commission recognizes that licensees encounter health conditions, including those involving mental health and substance use disorders, just as their patients and other health care providers do. The Commission expects its licensees to address their health concerns and ensure patient safety. Options include anonymously self-referring to the Alabama Physician Health Program (www.alabamaphp.weebly.com), a physician advocacy organization dedicated to improving the health and wellness of medical professionals in a confidential manner.*

The failure to adequately address a health condition, where the licensee is unable to practice medicine with reasonable skill and safety to patients, can result in the Commission taking action against the license to practice medicine.

_____ ***Please initial certifying that you understand and acknowledge your duty as a licensee to address any such condition as stated above.***

9. Has your medical training or medical practice been interrupted or suspended for a period longer than 60 days for any reason other than a vacation, ~~or~~ maternity leave, or retirement? Yes
No (If yes, please include a detailed explanation)

I understand and agree that by typing my name, I am providing an electronic signature that has the same legal effect as a written signature pursuant to Ala. Code §§ 8-1A-2 and 8-1A-7. I attest that the foregoing information has been provided by me and is true and correct to the best of my knowledge, information and belief.

Knowingly providing false information to the Alabama Board of Medical Examiners or Medical Licensure Commission of Alabama could result in disciplinary action.

Author: Alabama Medical Licensure Commission

Statutory Authority: Code of Alabama 1975: §34-24-337

History: Approved June 23, 2004. Filed as Emergency Rule July 1, 2004

Approved for publication June 23, 2004; Filed July 1, 2004

Adopted September 22, 2004; **Effective** November 1, 2004

Repeal and Replace: Approved for Publication November 17, 2005;

Filed: November 28, 2005

Approved for Adoption: February 22, 2006;

Filed: February 27, 2006;

Effective Date: April 3, 2006.

Amended: Approved for Publication January 27, 2010.

Filed: February 4, 2010; Final Approval April 28, 2010; Filed May 5, 2010;
Effective Date June 9, 2010

Adopted as Emergency Rule September 26, 2012; Filed/Effective October 3, 2012

Amended: Approved for Publication September 26, 2012; Filed October 18, 2012

Adopted: December 19, 2012; Filed January 15, 2013; Effective February 20, 2013

Amended & Adopted: ER August 27, 2014; Filed ER September 3, 2014

Amended & Approved for Publication: August 27, 2014; Filed w/LR September 4, 2014.
Adopted November 20, 2014; Final File LR November 26, 2014; Effective January 1, 2015

Amended: Approved for Publication August 31, 2015; Filed September 10, 2015;
Final Adoption November 19, 2015; Filed December 1, 2015; Effective January 15, 2016.

Amended: ER Adopted August 23, 2017; ER Filed September 12, 2017.

Repeal and Replace: Approved for Publication August 23, 2017; Filed September 12, 2017. Final Adoption: November 29, 2017; Certification Filed January 5, 2018; Effective February 19, 2018.