

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-7-.38
Rule Title: Requirements for the Issuance of a License to Practice as an Anesthesiologist Assistant (A.A.)

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 *William M. Perkins*

Date: January 20, 2022

REC'D & FILED

JAN 20 2022

APA-2

ALABAMA STATE BOARD OF MEDICAL EXAMINERS

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Medical Examiners

RULE NO. & TITLE: 540-X-7-.38, Requirements for the Issuance of a License to Practice as an Anesthesiologist Assistant (A.A.)

INTENDED ACTION: Amend the rule

SUBSTANCE OF PROPOSED ACTION: Amend rule to add as an accepted training program the Accreditation Review Committee for the Anesthesiologist Assistant (ARC-AA).

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 including March 7, 2022. 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. Copies can also be obtained at the Board's web site, www.albme.gov.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: March 7, 2022

CONTACT PERSON AT AGENCY: Carla H. Kruger



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

540-X-7-.38 **Requirements for the Issuance of a License to Practice as an Anesthesiologist Assistant (A.A.).** To qualify for a license to practice as an anesthesiologist assistant an individual shall meet the following requirements:

(1) Provide evidence, satisfactory to the Board, of successful completion of a training program accredited by the Committee on Allied Health Education and Accreditation (CAHEA), ~~or the Commission on Accreditation of Allied Health Education Programs (CAAHEP),~~ or the Accreditation Review Committee for the Anesthesiologist Assistant (ARC-AA), or their successor agencies;

(2) Provide evidence, satisfactory to the Board, of successful completion of the National Certifying Examination for Anesthesiologist Assistants (NCEAA) as administered by the National Commission for Certification of Anesthesiologist Assistants (NCCAA);

(3) Submit an application on forms approved by the Board; and

(4) Pay the required license application fee as determined by the Board.

(5) Beginning October 1, 2008, submit to a criminal history background check which includes the following:

(a) Provide fingerprints and execute a criminal history information release using forms provided by the Board; and

(b) Pay a criminal history background check fee in an amount established in Rule 540-X-3-.09(2).

Fingerprints provided by an applicant shall be submitted to the Alabama State Bureau of Investigation (ASBI), which is responsible for forwarding the fingerprints to the Federal Bureau of Investigation (FBI) for a national criminal history record check. Information received by the Board pursuant to a criminal history background check shall be confidential and shall not be a public record, except that such information received and relied upon in denying the issuance of a license to practice as an anesthesiologist assistant in this state may be disclosed as may be necessary to support the denial.

Author: Alabama State Board of Medical Examiners

Statutory Authority: Code of Ala. 1975, §§34-24-290, et. seq.

History: Repealed and Replaced: Filed September 21, 1998; effective October 26, 1998. **Repealed and Replaced:** Filed July 23, 1999; effective August 27, 1999.

Amended: Filed November 22, 1999; effective December 27, 1999. **Repealed and New Rule:** Filed August 22, 2002; effective September 26, 2002. **Repealed and New Rule:** Filed September 19, 2002; effective October 24, 2002. **Amended:** Filed September 11, 2008; effective October 16, 2008.

Ed. Note: Previous Rule 540-X-7-.35 was renumbered to .38 as per certification filed September 11, 2008; effective October 16, 2008. **Amended: January 20, 2022.**