

# ALABAMA

## Administrative Monthly



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February 28, 2025

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**FEBRUARY 28, 2025**

**TABLE OF CONTENTS**

**FILINGS BY AGENCY**

**Page No.**

**AGRICULTURE AND INDUSTRIES, ALABAMA DEPARTMENT OF**

**Certified Amended Rule:**

80-3-6-.26                      Disposal Of Diseased Carcasses ..... 300–302

**Certified Repealed Rule:**

Chapter 80-14-1              Medical Cannabis Cultivation ..... 300–302

**Certified New Rule:**

80-3-6-.41                      Additional Disposal Methods for Non-Diseased  
Carcasses ..... 300–302

**ALCOHOLIC BEVERAGE CONTROL BOARD, ALABAMA**

**Proposed Amended Rule:**

20-X-5-.14                      Requirements Of Financial Responsibility By  
Licensees ..... 289

**BAIL BONDING BOARD, ALABAMA PROFESSIONAL**

**Certified Amended Rule:**

153-X-9-.01                      Fees ..... 300–302

**CHIROPRACTIC EXAMINERS, ALABAMA STATE BOARD OF**

**Proposed Amended Rule:**

190-X-1-.18                      Fees ..... 290

**Certified Amended Rule:**

190-X-2-.17                      Non Licensed Chiropractic Practice Ownership ..... 300–302

**COURT REPORTING , ALABAMA BOARD OF**

**Certified Amended Rules:**

257-X-1-.01                      Meetings Of The Board ..... 300–302  
257-X-1-.08                      Electronic Documents ..... 300–302  
257-X-2-.05                      Inactive Status ..... 300–302  
257-X-2-.06                      Restoration ..... 300–302

257-X-3-.01	Temporary Licensure .....	300–302
257-X-3-.04	Renewal .....	300–302
257-X-5-.03	Grounds For Discipline Of A Licensee Or Denial Of Renewal Or Reinstatement .....	300–302
257-X-5-.04	Investigation .....	300–302
257-X-5-.05	Board Action Following Investigation .....	300–302
257-X-5-.07	Formal Disposition Of Contested Cases .....	300–302
257-X-5-.09	Decisions of the Board in Licensure Matters .....	300–302
257-X-5-.12	Conflict And Bias .....	300–302
257-X-5-.13	Reconsideration .....	300–302

**Certified New Rules:**

257-X-6-.07	Absence of Executive Director .....	300–302
257-X-6-.08	Declaratory Rulings .....	300–302

**DENTAL EXAMINERS, ALABAMA BOARD OF**

**Certified Amended Rules:**

270-X-2-.21	Oral Conscious Sedation .....	300–302
270-X-5-.09	Non-Disciplinary Administrative Penalties .....	300–302

**FIRE COLLEGE PERSONNEL STANDARDS AND EDUCATION  
COMMISSION, ALABAMA**

**Certified Amended Rule:**

360-X-1-.01	General Regulations And Administrative Procedures .....	300–302
-------------	---	---------

**HEALTH, DEPARTMENT OF PUBLIC**

**Proposed Amended Rule:**

420-7-2-A	Appendix Controlled Substances List .....	291
-----------	---	-----

**HEARING INSTRUMENT DEALERS, ALABAMA BOARD OF**

**Proposed Amended Rule:**

445-X-1-.10	Receipts .....	292
-------------	----------------	-----

**MARRIAGE AND FAMILY THERAPY, ALABAMA BOARD OF EXAMINERS  
IN**

**Proposed Amended Rule:**

536-X-2-.03	Endorsement Of An Individual Who Is Licensed/ Registered As An MFT Under The Laws Of Another State Or Territory Of The United States Or Of A Foreign Country .....	293
-------------	---	-----

## **MEDICAID AGENCY, ALABAMA**

### **Proposed Amended Rule:**

560-X-37-.08	Sanctions Under The Alabama Coordinated Health Network Program .....	294
--------------	---	-----

### **Miscellaneous Notice:**

AL-25-0003 .....	295
------------------	-----

## **PARDONS AND PAROLES, ALABAMA BOARD OF**

### **Proposed Amended Rule:**

640-X-10-.02	Public Records .....	296
--------------	----------------------	-----

### **Proposed Repealed Rule:**

640-X-A-6	Form ABPP-6: Request To View Public Records .....	297
-----------	---	-----

### **Proposed Repealed and Replaced Rules:**

640-X-A-3	Repealed: Form ABPP-3: Pardon Application → New: Form ABPP-3: Pardon and/or Remission of Fines Application .....	298
640-X-A-5	Repealed: Form ABPP-5: Remission Of Fine And/Or Forfeiture Application → New: Form ABPP-5: Remission Of Forfeiture Application .....	299

## **REAL ESTATE COMMISSION, ALABAMA**

### **Certified Amended Rules:**

790-X-1-.12	Continuing Education Course Approval And Requirements .....	300–302
790-X-3-.03	Deposit Of Funds .....	300–302

## **REVENUE, ALABAMA DEPARTMENT OF**

### **Certified Amended Rules:**

810-6-5-.04.01	Reciprocity For Municipal And County Sales, Gross Receipts, Use, And Rental Taxes .....	300–302
810-14-1-.30.01	Penalty For Failure To Timely File Tax .....	300–302

## **SECURITY REGULATORY BOARD, ALABAMA**

### **Certified Amended Rule:**

832-X-1-.10	Fees .....	300–302
-------------	------------	---------

## **MISCELLANEOUS NOTICES .....**

295

<b><u>CERTIFIED ADOPTED RULES</u></b> .....	300–302
---	---------

<b><u>RULES THAT SIGNIFICANTLY LESSEN COMPETITION UNDER SECTION 41-22-22.1</u></b> .....	302
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ALABAMA ALCOHOLIC BEVERAGE CONTROL BOARD

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Alcoholic Beverage Control Board

RULE NO. & TITLE: 20-X-5-.14 Requirements Of Financial Responsibility  
By Licensees

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION:

This chapter is being amended to reflect updated procedures of the Board, and to conform with statutory changes. Please see the ABC Board website [www.alabcboard.gov](http://www.alabcboard.gov) for the full text of proposed changes and additions.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Interested persons may present their views in writing to the Administrative Procedures Secretary, Angela Flowers, Alabama ABC Board, 2715 Gunter Park Drive West, Montgomery, AL 36109, or email to [legal@abc.alabama.gov](mailto:legal@abc.alabama.gov).  
Deadline to present views: 04/04/2025

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Friday, April 4, 2025

CONTACT PERSON AT AGENCY:

Angela Flowers  
Administrative Procedures  
Secretary  
2715 Gunter Park Drive West  
Montgomery, AL 36109

*Curtis E. Stewart*

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Curtis Stewart

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

ALABAMA STATE BOARD OF CHIROPRACTIC EXAMINERS

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama State Board of Chiropractic Examiners

RULE NO. & TITLE: 190-X-1-.18 Fees

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION:

The Alabama State Board of Chiropractic Examiners proposes this rule to increase some fees based on the CPI as allowed in ACT 2015-441.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Written or oral comments  
may be submitted to the Alabama State Board of Chiropractic Examiners, 126 Chilton  
Place, Clanton, AL 35045, 205-755-8000.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Friday, April 4, 2025

CONTACT PERSON AT AGENCY:

Kelli Smith  
kelli.smith@chiro.alabama.gov  
126 Chilton Place  
Clanton, AL 35045

*Amy Deavers*

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Amy W Deavers

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



ALABAMA STATE COMMITTEE OF PUBLIC HEALTH  
ALABAMA DEPARTMENT OF PUBLIC HEALTH

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Department of Public Health

RULE NO. & TITLE: 420-7-2-A Appendix Controlled Substances List

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION:

To amend the current Controlled Substance List by adding 12 substances in the Alabama Controlled Substance List as Schedule I (d) (117) through (128), hallucinogenic substances.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

A public hearing will be held on March 12, 2025, at 9:00 a.m., at the RSA Tower, Suite 1544, 201 Monroe Street, Montgomery, Alabama 36104.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Friday, April 4, 2025

CONTACT PERSON AT AGENCY:

Nancy Bishop  
State Pharmacy Director  
Alabama Department of Public  
Health  
P.O. Box 303017  
Montgomery, AL 36130-3017  
Telephone number: 334-290-6293

*Sancha Howard*

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Sancha Howard

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

ALABAMA BOARD OF HEARING INSTRUMENT DEALERS

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Hearing Instrument Dealers

RULE NO. & TITLE: 445-X-1-.10 Receipts

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION:

The proposed action of rule 445-X-1-.10 is to amend and clarify the information that must be included on a receipt or bill of sale for individuals fitted with, or purchasing a hearing instrument. Full terms and conditions of the sale, including the return policy, must be included on the purchase agreement.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Comments may be submitted in writing or orally at Alabama Board of Hearing Instrument Dealers, 400 S. Union St., Suite 235B, Montgomery, AL 36104 (334-593-3777)

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Saturday, April 5, 2025

CONTACT PERSON AT AGENCY:

Sandra Bice  
Executive Secretary  
334-593-3777

*Sandra Bice*

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Sandra Bice

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

ALABAMA BOARD OF EXAMINERS IN  
MARRIAGE AND FAMILY THERAPY

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Examiners in Marriage and Family  
Therapy

RULE NO. & TITLE: 536-X-2-.03 Endorsement Of An Individual Who Is  
Licensed/Registered As An MFT Under The Laws Of  
Another State Or Territory Of The United States Or Of  
A Foreign Country

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION:

To address issue of non residents of the State of Alabama and foreign country or  
province by amending the rules.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Submit any changes or edits by May 8, 2025  
Claire H. Austin  
MFT  
60 Commerce Street - Suite 1440  
Montgomery, AL 36104

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Thursday, May 8, 2025

CONTACT PERSON AT AGENCY:

Claire H. Austin  
Executive Director - MFT  
60 Commerce Street - Suite 1440  
Montgomery, AL 36104  
chaustin3@gmail.com

*Claire H. Austin*

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Claire Hannah Austin

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

**ALABAMA MEDICAID AGENCY**

**NOTICE OF INTENDED ACTION**

**AGENCY NAME:** Alabama Medicaid Agency

**RULE NO. & TITLE:** 560-X-37-.08 Sanctions Under The Alabama  
Coordinated Health Network Program

**INTENDED ACTION:** Amend

**SUBSTANCE OF PROPOSED ACTION:**

The above referenced rule is being amended to update the chapter's terminology and citations to align with RFP number 2023-ACHN-01.

**TIME, PLACE AND MANNER OF PRESENTING VIEWS:**

Written or oral comments may be submitted to the Alabama Medicaid Agency, 501 Dexter Avenue, Post Office Box 5624, Montgomery, Alabama 36103-5624. Agency business hours are 8:00 a.m. to 5:00 p.m. Monday through Friday.

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:**

Friday, April 4, 2025

**CONTACT PERSON AT AGENCY:**

Stephanie Lindsay,  
Administrative Secretary  
Alabama Medicaid Agency  
501 Dexter Avenue  
Post Office Box 5624  
Montgomery, Alabama 36103-5624  
Phone: (334) 353-3781

*Stephanie McGee Azar*

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Stephanie McGee Azar

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



KAY IVEY  
Governor

# Alabama Medicaid Agency

501 Dexter Avenue  
P.O. Box 5624  
Montgomery, Alabama 36103-5624  
[www.medicaid.alabama.gov](http://www.medicaid.alabama.gov)  
e-mail: [almedicaid@medicaid.alabama.gov](mailto:almedicaid@medicaid.alabama.gov)

Telecommunication for the Deaf: 1-800-253-0799  
334-242-5000 1-800-362-1504



STEPHANIE MCGEE AZAR  
Commissioner

## PUBLIC NOTICE

### SUBJECT: AMENDMENT TO THE ALABAMA STATE PLAN FOR MEDICAL ASSISTANCE

The Alabama Medicaid Agency is proposing to amend its State Plan for Medical Assistance through a State Plan Amendment. This amendment will remove the performance payment pool amount due to funding changes. The estimated increase in expenditures for Fiscal Year 2025, is estimated to be \$3,642,000 federal and \$1,358,000 state.

A copy of the proposed changes will be made available upon request for public review at each county office of the Department of Human Resources and the State Office of the Alabama Medicaid Agency.

Written comments concerning these changes are welcome and should be mailed to Administrative Secretary, Alabama Medicaid Agency, 501 Dexter Avenue, P. O. Box 5624, Montgomery, Alabama 36103-5624. All written comments will be available for review by the public during normal business hours at the above address.

Stephanie McGee Azar  
Commissioner

ALABAMA BOARD OF PARDONS AND PAROLES

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Pardons and Paroles

RULE NO. & TITLE: 640-X-10-.02 Public Records

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION:

To amend rule to require public records requests to follow procedures approved by the Agency as authorized by Act 2024-278.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Written comments may be directed to Alatia R. Midkiff, Alabama Bureau of Pardons and Paroles, 301 South Ripley Street, Montgomery, AL 36104.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Friday, April 4, 2025

CONTACT PERSON AT AGENCY:

Alatia R. Midkiff  
Attn: Legal Department  
301 South Ripley Street  
Montgomery, AL 36104

*Cam Ward*

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Cam Ward

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

ALABAMA BOARD OF PARDONS AND PAROLES  
ADMINISTRATIVE CODE

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Pardons and Paroles

RULE NO. & TITLE: 640-X-A-6 Form ABPP-6: Request To View Public  
Records

INTENDED ACTION: Repeal

SUBSTANCE OF PROPOSED ACTION:

To repeal the prior Public Records Request form so that the Agency can adopt a new form as part of its procedures and as authorized by Act 2024-278.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Written comments may be directed to Alatia R. Midkiff, Alabama Bureau of Pardons and Paroles, 301 South Ripley Street, Montgomery, AL 36104.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Friday, April 4, 2025

CONTACT PERSON AT AGENCY:

Alatia R. Midkiff  
Attn: Legal Department  
301 South Ripley Street  
Montgomery, AL 36104

*Cam Ward*

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Cam Ward

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

ALABAMA BOARD OF PARDONS AND PAROLES  
ADMINISTRATIVE CODE

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Pardons and Paroles

RULE NO. & TITLE: 640-X-A-3 Form ABPP-3: Pardon Application

INTENDED ACTION: Repeal and Replace

SUBSTANCE OF PROPOSED ACTION:

To repeal the prior Pardon Application form and replace it with a new form used to apply for a pardon and/or remission of fines.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Written comments may be directed to Alatia R. Midkiff, Alabama Bureau of Pardons and Paroles, 301 South Ripley Street, Montgomery, AL 36104.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Friday, April 4, 2025

CONTACT PERSON AT AGENCY:

Alatia R. Midkiff  
Attn: Legal Department  
301 South Ripley Street  
Montgomery, AL 36104

*Cam Ward*

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Cam Ward

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



ALABAMA BOARD OF PARDONS AND PAROLES  
ADMINISTRATIVE CODE

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Pardons and Paroles

RULE NO. & TITLE: 640-X-A-5 Form ABPP-5: Remission Of Fine And/Or  
Forfeiture Application

INTENDED ACTION: Repeal and Replace

SUBSTANCE OF PROPOSED ACTION:

To repeal the prior Remission of Fine and/or Forfeiture Application form and to replace it with a new form used to apply for a Remission of Forfeitures only.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Written comments may be directed to Alatia R. Midkiff, Alabama Bureau of Pardons and Paroles, 301 South Ripley Street, Montgomery, AL 36104.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Friday, April 4, 2025

CONTACT PERSON AT AGENCY:

Alatia R. Midkiff  
Attn: Legal Department  
301 South Ripley Street  
Montgomery, AL 36104

*Cam Ward*

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Cam Ward

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

## **CERTIFIED ADOPTED RULES**

In accordance with Code of Alabama 1975, §41-22-6(c), certified adopted rules become effective 45 days after a notice that the rule has been certified is published in the Alabama Administrative Monthly, except that if a later date is required by statute or specified in the rule, then the later date is the effective date.

### **A. AGRICULTURE AND INDUSTRIES, ALABAMA DEPARTMENT OF**

#### **Amended Rule:**

80-3-6-.26 Disposal Of Diseased Carcasses

**Date Filed: February 14, 2025**

**Public Notice appeared in Volume XLIII, Issue No. 3 AAM, Dated December 31, 2024.**

#### **Repealed Rule:**

Chapter 80-14-1 Medical Cannabis Cultivation

**Date Filed: February 14, 2025**

**Public Notice appeared in Volume XLIII, Issue No. 3 AAM, Dated December 31, 2024.**

#### **New Rule:**

80-3-6-.41 Additional Disposal Methods for Non-Diseased Carcasses

**Date Filed: February 14, 2025**

**Public Notice appeared in Volume XLIII, Issue No. 3 AAM, Dated December 31, 2024.**

### **B. BAIL BONDING BOARD, ALABAMA PROFESSIONAL**

#### **Amended Rule:**

153-X-9-.01 Fees

**Date Filed: February 18, 2025**

**Public Notice appeared in Volume XLIII, Issue No. 2 AAM, Dated November 27, 2024.**

### **C. CHIROPRACTIC EXAMINERS, ALABAMA STATE BOARD OF**

#### **Amended Rule:**

190-X-2-.17 Non Licensed Chiropractic Practice Ownership

**Date Filed: January 27, 2025**

**Public Notice appeared in Volume XLIII, Issue No. 1 AAM, Dated October 31, 2024.**

### **D. COURT REPORTING , ALABAMA BOARD OF**

#### **Amended Rules:**

257-X-1-.01 Meetings Of The Board

257-X-1-.08 Electronic Documents

257-X-2-.05 Inactive Status

257-X-2-.06 Restoration

257-X-3-.01 Temporary Licensure

257-X-3-.04 Renewal

257-X-5-.03            Grounds For Discipline Of A Licensee Or Denial Of Renewal Or Reinstatement  
257-X-5-.04            Investigation  
257-X-5-.05            Board Action Following Investigation  
257-X-5-.07            Formal Disposition Of Contested Cases  
257-X-5-.09            Decisions of the Board in Licensure Matters  
257-X-5-.12            Conflict And Bias  
257-X-5-.13            Reconsideration

**Date Filed: February 3, 2025**

**Public Notice appeared in Volume XLIII, Issue No. 2 AAM, Dated November 27, 2024.**

**New Rules:**

257-X-6-.07            Absence of Executive Director  
257-X-6-.08            Declaratory Rulings

**Date Filed: February 3, 2025**

**Public Notice appeared in Volume XLIII, Issue No. 2 AAM, Dated November 27, 2024.**

**E.     DENTAL EXAMINERS, ALABAMA BOARD OF**

**Amended Rules:**

270-X-2-.21            Oral Conscious Sedation  
270-X-5-.09            Non-Disciplinary Administrative Penalties

**Date Filed: February 14, 2025**

**Public Notice appeared in Volume XLIII, Issue No. 3 AAM, Dated December 31, 2024.**

**F.     FIRE COLLEGE PERSONNEL STANDARDS AND EDUCATION COMMISSION, ALABAMA**

**Amended Rule:**

360-X-1-.01            General Regulations And Administrative Procedures

**Date Filed: January 30, 2025**

**Public Notice appeared in Volume XLIII, Issue No. 1 AAM, Dated October 31, 2024.**

**G.     REAL ESTATE COMMISSION, ALABAMA**

**Amended Rules:**

790-X-1-.12            Continuing Education Course Approval And Requirements  
790-X-3-.03            Deposit Of Funds

**Date Filed: January 29, 2025**

**Public Notice appeared in Volume XLII, Issue No. 12 AAM, Dated September 30, 2024.**

**H.     REVENUE, ALABAMA DEPARTMENT OF**

**Amended Rules:**

810-6-5-.04.01        Reciprocity For Municipal And County Sales, Gross Receipts, Use, And Rental Taxes  
810-14-1-.30.01        Penalty For Failure To Timely File Tax

**Date Filed: February 18, 2025**

**Public Notice appeared in Volume XLIII, Issue No. 3 AAM, Dated December 31, 2024.**

**I. SECURITY REGULATORY BOARD, ALABAMA**

**Amended Rule:**

832-X-1-.10 Fees

**Date Filed: February 18, 2025**

**Public Notice appeared in Volume XLIII, Issue No. 2 AAM, Dated November 27, 2024.**

**RULES THAT SIGNIFICANTLY LESSEN COMPETITION UNDER SECTION 41-22-22.1 OF THE CODE OF ALABAMA 1975.**

None