



APA-2

**ALABAMA STATE BOARD OF MEDICAL EXAMINERS**

**NOTICE OF INTENDED ACTION**

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

**RULE NO. & TITLE:** 540-X-18-.02, General Requirements

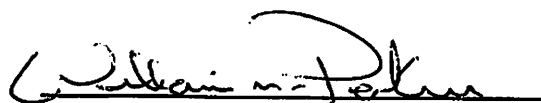
**INTENDED ACTION:** Amend the rule

**SUBSTANCE OF PROPOSED ACTION:** Clarify the authority of the Board to renew, restrict, limit, suspend, or revoke a Qualified Alabama Controlled Substances Certificate; add missing words "any controlled substance"; clarify that the Board may decline to consider an application when the applicant or the collaborating physician is under investigation by the Board or Medical Licensure Commission.

**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 Kruger, Office of the General Counsel, Alabama State Board of Medical Examiners, Post Office Box 946, Montgomery, Alabama 36101-0946, by mail or email (bme@albme.gov), until and including Oct. 5, 2023. Persons wishing to submit data, views, or comments in person should contact Carla Kruger by telephone (334-242-4116) during the comment period. Copies of proposed rules may be obtained at the Board's website, www.albme.gov.

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:** Oct. 5, 2023

**CONTACT PERSON AT AGENCY:** Carla Kruger



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

540-X-18-.02 General Requirements.

(1) The Board is the certifying board which may issue to and renew, ~~or deny,~~ restrict, limit, suspend, or revoke a QACSC for a CRNP or CNM.

(2) Beginning October 1, 2013, QACSCs may be issued by the Board to CRNPs and CNMs.

(3) A CRNP or CNM who prescribes, administers, or authorizes for administration any controlled substance within Alabama or who proposes to engage in the prescribing, administering, or authorizing for administration any controlled substance within Alabama shall obtain, annually, a QACSC for each collaborative practice agreement approved by the Alabama Board of Nursing and the Alabama Board of Medical Examiners.

(4) A CRNP or CNM who prescribes, administers, or authorizes for administration, or who proposes to engage in the prescribing, administering, or authorizing for administration of any controlled substance within Alabama shall obtain the appropriate registration or registrations issued by the United States Drug Enforcement Administration.

(5) A CRNP or CNM who applies for a Qualified Alabama Controlled Substances Certificate shall provide the Board with the DEA registration number authorizing his or her prescribing of controlled substances in Alabama at the time of application, or, if no such registration has been issued, shall provide the Board with the DEA registration number as soon as it is issued. Each CRNP or CNM who is issued a Qualified Alabama Controlled Substances Certificate shall provide a copy of the DEA registration certificate to the Board immediately upon renewal of the registration.

(6) The Board of Medical Examiners may decline to consider an application when the CRNP or CNM or the collaborating physician is under investigation by the Board of Medical Examiners for a potential violation of the Code of Alabama, Sections 20-2-1, et. seq., or 34-24-50, et. seq., or any rule of the Alabama Board of Medical Examiners or Medical Licensure Commission of Alabama.

**Author:** Alabama Board of Medical Examiners

**Statutory Authority:** Code of Alabama §§ 20-2-250, et. seq.; Act 2013-223

**History:** Approved for publication: June 12, 2013. Approved for final adoption: August 21, 2013. Effective Date: October 1, 2013. Amended/Approved October 20, 2022. Certified Rule Filed December 20, 2022. Effective Date February 13, 2023.