

**CERTIFICATION OF ADMINISTRATIVE RULES
FILED WITH THE LEGISLATIVE SERVICES AGENCY
OTHNI LATHRAM, DIRECTOR**

(Pursuant to Code of Alabama 1975, §41-22-6, as amended).

I certify that the attached is/are correct copy/copies of rule/s as promulgated and adopted on Thursday, December 14, 2023, and filed with the agency secretary on Thursday, December 14, 2023.

AGENCY NAME: Alabama Board of Medical Examiners

INTENDED ACTION: Amend

RULE NO.: 540-X-1-.16
(If amended rule, give specific paragraph, subparagraphs, etc., being amended) **(1) (b)1.**

RULE TITLE: Fees Associated With Collaborative Practices

ACTION TAKEN: State whether the rule was adopted with or without changes from the proposal due to written or oral comments:

Adopted without changes

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XLII, ISSUE NO. 1, AAM,
DATED TUESDAY, OCTOBER 31, 2023.

STATUTORY RULEMAKING AUTHORITY: Ala. Code §§ 34-24-53; 34-24-340 (b)

(Date Filed)
(For LRS Use Only)

REC'D & FILED

DEC 19, 2023

LEGISLATIVE SVC AGENCY

William M. Perkins

William M Perkins

Certifying Officer or his or her
Deputy

(NOTE: In accordance with §41-22-6(b), as amended, a proposed rule is required to be certified within 90 days after completion of the notice.)

540-X-1-.16**Fees Associated With Collaborative Practices.****(1) Fee for New Collaborative Practice:**

(a) At the time a physician enters into a collaborative practice agreement with a Certified Registered Nurse Practitioner (CRNP) or a Certified Nurse Midwife (CNM), for the purpose of registering the collaborative practice, an initial commencement fee in the amount of Two Hundred Dollars (\$200.00) and a completed collaborative practice commencement form shall be submitted to the Board.

(b) The collaborative practice commencement form will request the following:

1. Physician name, license number, primary practice specialty, primary practice address, whether the physician is board certified, the physician's residency completion date, and the name of program and completion date of any fellowship, or other supervised training program, if applicable.
2. CRNP/CNM name, RN license number, national certification specialty, practice address.
3. Number of hours per week to practice in collaborative agreement.
4. Whether the practice is a remote practice, the physician's primary practice, patient homes, hospital, skilled nursing facility, or other.
5. Whether the collaborative practice will be solely by telemedicine. If yes, additional information may be solicited, including but not limited to:
 - (i) Plan for providing required medical oversight and direction to the CRNP/CNM.
 - (ii) Plan for completing required quality assurance reviews;
 - (iii) If no covering physician is named on the application, plan for being readily available at all times.
 - (iv) Detailed plan to meet requirement of meeting face to face no less than twice annually.
 - (v) Detailed plan to meet requirement of being physically present no less than 10% of the CRNP/CNM's scheduled hours if the CRNP/CNM has fewer than two years/4,000 hours of experience since being certified.
6. Whether the practice will be under a limited protocol for comprehensive physical exams or a limited protocol for long term care.
7. Physician's certification of understanding the responsibilities described in Board Rules Chapter 540-X-8.
8. Physician's certification that all covering physicians listed in the application have knowledge of

their addition to the collaborative agreement, an understanding of Board Rules Chapter 540-X-8, and an awareness of their responsibilities in the collaborative agreement.

9. Physician's attestation of understanding of all quality assurance requirements contained in Board Rules Chapter 540-X-8.

(c) Payment of the initial fee and submission of the completed commencement form is established by the Board as a qualification for the physician to participate and engage in the collaborative practice.

(d) If the physician has not paid the initial fee and submitted a completed commencement form, the Board shall not approve the physician to participate in the collaborative practice.

Author: Alabama State Board of Medical Examiners

Statutory Authority: Code of Ala. 1975, §§ 34-24-53, 34-24-340 (b) .

History: New Rule: Filed November 13, 2007; effective December 18, 2007. **Amended:** May 21, 2015; effective June 25, 2015.

Amended: Filed July 19, 2018; effective September 2, 2018.

Amended: Published January 29, 2021; effective March 15, 2021.

Amended: Published December 29, 2023; effective February 12, 2024.