

**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 Friday, August 15, 2025, and filed with the agency secretary on Monday, August 18, 2025.

AGENCY NAME: Alabama State Board of Chiropractic Examiners

INTENDED ACTION: Amend

RULE NO.: 190-X-1-.02

(If amended rule, give specific paragraph, subparagraphs, etc., being amended) **(2) (h); (4) (a), (b); (5)**

RULE TITLE: Composition And Selection Of Board

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

Adopted without changes. No comments received.

NOTICE OF INTENDED ACTION PUBLISHED IN VOLUME XLIII, ISSUE NO. 9, AAM,
DATED MONDAY, JUNE 30, 2025.

STATUTORY RULEMAKING AUTHORITY: Code of Ala. 1975, SS34-24-140;
34-24-141; 34-24-144; 34-24-165

(Date Filed)
(For LRS Use Only)

REC'D & FILED
AUG 18, 2025
LEGISLATIVE SVC AGENCY

Amy Deavers
Amy W Deavers
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.)

Composition And Selection Of Board.

(1) Composition and Selection of Board. The Board shall be composed of nine members, eight of which shall be licensed to practice and are currently practicing in Alabama who meet the qualifications set out in Code of Ala. 1975, §§34-24-140, 34-24-141 and one consumer member appointed by the Governor. Members serve staggered four-year terms and continue to serve until a new member is appointed/elected, and qualified. No member shall serve more than two consecutive terms. The Alabama State Board of Chiropractic Examiners shall conduct an annual election according to the terms set out in this rule. When a vacancy occurs, whether by expiration of the term, death, resignation of a member, or other cause, the vacancy shall be filled in the same manner as the original appointment/elections are made.

(2) Candidate/Elected Member Qualification. In order to qualify the potential candidate/ elected member must meet the following qualifications:

(a) Be a citizen and a resident of Alabama who has resided in this State for at least five (5) years;

(b) Reside in the Congressional district from which they seek election, except for one African American elected from the state at-large;

(c) Be a graduate of a chartered chiropractic school which required actual attendance in the school as a prerequisite to graduation;

(d) Be actively licensed in Alabama and currently engaged in the clinical practice of chiropractic and have been so engaged for at least the five (5) immediately preceding years;

(e) Have renewed his or her license to practice chiropractic by September 30 of the year in which the election shall take place;

(f) Be of good moral character, with no board convictions in the five (5) years preceding qualification, no prior criminal convictions, and no recent history of drug or alcohol abuse; and

(g) Must not be presently on probation relating to the practice of chiropractic in any state including this state; and

(h) Candidates shall qualify by submitting their name to the executive director of the board during the qualifying period which shall be not less than twenty (20) days nor more than forty (40) days after notice is sent.

(i) Each member of the board shall meet all qualifications to be a candidate for his or her seat on the board during his or her entire term. Any member who fails to continue to meet the qualifications for his or her seat shall forfeit his or her seat on the board and resign or the board seat shall be declared vacant by the board.

(3) Voter Qualification. In order to be eligible to vote in a board election you must meet the following qualifications:

(a) Reside in the respective congressional district.

(b) Certify your residency in the congressional district on your completed ballot.

(c) Have an active Alabama license.

(4) Ballots.

(a) Not less than fourteen (14) days after the deadline for qualification, each licensed chiropractor shall be sent a ballot for the appropriate congressional district where the vacancy is to be filled. Requests for paper ballots must be made to the board office in writing and received prior to September 1.

(b) In order to be counted the ballot shall be returned to the independent agency conducting the election, postmarked/ timestamped not later than 14 business days after the ballots were sent by the board.

(c) Only original, official ballots will be counted.

(d) The ballots shall be maintained for a period of six (6) months by the independent agency conducting the election.

(5) Ballot Counting.

The independent agency conducting the election shall tabulate eligible ballots and shall certify the results. The candidate receiving a simple majority of eligible ballots in the applicable congressional district shall be certified as the winner and deemed elected.

In the event no candidate in a congressional district receives the required majority there shall be a run-off election in the same manner as set out in Code of Ala. 1975, §34-24-140.

The individual(s) certified as the winner of the election in their district shall take office at the first meeting of the board after the election.

Author: Board of Chiropractic Examiners

Statutory Authority: Code of Ala. 1975, §§34-24-140, 34-24-141, 34-24-144, 34-24-165.

History: Filed September 30, 1982. **Emergency rule** filed July 21, 1986. **Amended:** Filed November 8, 1988; January 31, 1990.

Amended: Filed September 19, 1996; effective October 24, 1996.

Amended: Filed January 21, 1997; effective February 25, 1997.

Amended: Filed November 6, 2003; effective December 11, 2003.

Amended: Filed August 24, 2006; effective September 28, 2006.

Amended: Filed June 18, 2009; effective July 23, 2009. **Amended:** Filed October 17, 2013; effective November 21, 2013. **Amended:** Filed October 19, 2015; effective November 23, 2015. **Amended:** Published August 29, 2025; effective October 13, 2025.