APA-1

TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control: 680

Department or Agency: Alabama State Board of Pharmacy

Rule No.: 680-X-1-.02

Rule Title: Office of General Counsel

Intended Action: New

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety?	Yes
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?	No

To what degree?: N/A

Is the increase in cost more harmful to the public than the harm that might result from the absence of the proposed rule?	NA
Are all facets of the rule-making 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

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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: Anne Marie Nolen

Anne Nolen

Date: Thursday, February 12, 2026

REC'D & FILED

FEB 12, 2026

LEGISLATIVE SVC AGENCY

APA-2

ALABAMA STATE BOARD OF PHARMACY

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama State Board of Pharmacy

RULE NO. & TITLE: 680-X-1-.02 Office of General Counsel

INTENDED ACTION: New

SUBSTANCE OF PROPOSED ACTION:
This new rule is being proposed to clarify the two divisions of the Office of General Counsel
as mandated by Act 2025-372.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:
The public hearing will be April 15, 2026 during the business meeting beginning at 9:00 am CST at the Board of Pharmacy office, located at 111 Village Street, Birmingham, AL 35242. Comments may be submitted to Wendy Passmore via email to wpassmore@albop.com by EOB April 10, 2026.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
Friday, April 10, 2026

CONTACT PERSON AT AGENCY:
Wendy Passmore
wpassmore@albop.com

Anne Marie Nolen
Anne Nolen

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

680-X-1-.02 Office of General Counsel.

(1) The Office of General Counsel shall be divided into two distinct divisions: the Disciplinary Division and the Administrative Division.

(a) The Disciplinary Division shall be responsible for handling investigations, enforcement, and resolution of disciplinary matters on behalf of the Board.

(b) The Administrative Division shall be responsible for administrative non-disciplinary functions of the board, including providing advice to and answering questions from prospective or current holders of licenses, permits, certificates, or registrations regarding statutory and regulatory compliance. The board shall ensure that any inquiries seeking advice or guidance regarding compliance with a statute or rule is addressed by the administrative division and is not disclosed to the disciplinary division unless an attorney reasonably believes a criminal violation may have occurred.

Author: Alabama Board of Pharmacy
Statutory Authority: Code of Ala. 1975, §34-23-93.
History: **New Rule:** Published _____; effective _____.