

APA-1  
6/93

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control 540 Department or Agency Alabama State Board of Medical Examiners

Rule No. 540-X-4, Appendix B

Rule Title: Application for Renewal of Alabama Controlled Substance Registration Certificate

New  Amend  Repeal  Adopt by Reference

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 and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? NO

Are all facets of the rulemaking process designed solely for the purpose of, and so they have, as their primary effect, the protection of the public? YES

\*\*\*\*\*  
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 Reference Service.

Signature of certifying officer *Henry W. Green* REG'D & FILED

Date: May 18, 2017 MAY 18 2017

APA-2  
6/93

**ALABAMA STATE BOARD  
OF MEDICAL EXAMINERS**

**NOTICE OF INTENDED ACTION**

AGENCY NAME: Alabama State Board of Medical Examiners

RULE NO. & TITLE: 540-X-4, Appendix B, Alabama Controlled Substances Certificate  
Renewal Application

INTENDED ACTION: To repeal and replace the Appendix

SUBSTANCE OF PROPOSED ACTION: Modification of form for online renewal

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: Patricia E. Shaner, General Counsel, Alabama State Board of Medical Examiners, Post Office Box 946, Montgomery, Alabama 36101-0946, by mail or in person between the hours of 8:30 a.m. and 4:30 p.m., Monday through Friday, until and including Wednesday, July 5, 2017. Persons wishing to obtain copies of the text of this rule and submit data, views, or comments or arguments orally should contact Patricia E. Shaner, by telephone (334-242-4116) during said period in order to set up an appointment for a hearing respecting such oral data, views, or arguments.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: July 5, 2017

CONTACT PERSON AT AGENCY: Patricia E. Shaner, Esq.

  
\_\_\_\_\_  
Norris W. Green, Executive Director

## NEW

## Renewal - 20XX

## Controlled Substances Registration Certificate

Deadline: December 31, 20XX

WARNING: SECTION 20-2-54, CODE OF ALABAMA 1975 (AS AMENDED) STATES THAT A REGISTRATION MAY BE SUSPENDED OR REVOKED BY THE BOARD UPON A FINDING THAT THE REGISTRANT HAS FURNISHED FALSE OR FRAUDULENT MATERIAL INFORMATION IN ANY APPLICATION.

Under Alabama law, this document is a public record and if requested it will be provided in its entirety.

- A. Has your privilege for dispensing or prescribing controlled substances ever been suspended, restricted, revoked, or disciplined in any manner in any state? Yes  
No (If yes, please include a detailed explanation)
- B. Have you ever been convicted of any state or federal crime relating to any controlled substance? Yes No (If yes, please include a detailed explanation)
- C. Has your Federal DEA registration ever been suspended, restricted or revoked? Yes No (If yes, please include a detailed explanation)
- D. Have your staff privileges at any hospital ever been suspended, restricted, revoked, or disciplined in any manner for any reason related to the prescribing or dispensing of controlled substances? Yes No (If yes, please include a detailed explanation)
- E. Do you currently\* have any mental or physical condition or impairment (including, but not limited to, substance abuse, alcohol abuse, or mental, emotional, or nervous disorder, or condition) which in any way affects, or if untreated could affect, your ability to practice medicine in a competent and professional manner? Yes No (If yes, please include a detailed explanation)

\* The term "currently" is not limited to the day on which you are completing this application. Rather, the existence of any condition that has manifested itself within the last two years and has impacted or could impact your ability to practice safely requires you to answer "Yes."

- F. Do you have a current registration to access the Alabama Prescription Drug monitoring database Program (PDMP)? Yes No
- G. Do you dispense controlled substances, other than pharmaceutical samples, from any practice location? If yes, I confirm my Registration Form is on file with the ALBME. Yes No
- H. Do you have a current registration issued by the U. S. Drug Enforcement Administration? Yes No

Please provide your Primary DEA number and expiration date.

DEA Number

DEA Expiration Date

NOTICE: A current registration to access the Prescription Drug Monitoring Database

and a current registration issued by the U.S. Drug Enforcement Administration are required before renewing an Alabama Controlled Substances Certificate. For further information concerning DEA registration, contact DEA, (800) 882-9539. For further information concerning the prescription database, contact the Alabama Dept. of Public Health, (877) 703-9869.

List any additional DEA numbers and addresses for other locations

DEA Number

DEA Expiration Date

Address Location for DEA Number

I understand and agree that by typing my name, I am providing an electronic signature that has the same legal effect as a written signature pursuant to Ala. Code §§ 8-1A-2 and 8-1A-7. I attest that the foregoing information has been provided by me and is true and correct to the best of my knowledge, information and belief.

Knowingly providing false information to the Alabama Board of Medical Examiners could result in disciplinary action.

**REPEAL**

-Renewal for 20 \_\_\_\_-  
**CONTROLLED SUBSTANCES  
REGISTRATION CERTIFICATE**

WARNING: SECTION 20-2-54 CODE OF ALABAMA 1975 (AS AMENDED) STATES THAT A REGISTRATION MAY BE SUSPENDED OR REVOKED BY THE BOARD UPON A FINDING THAT THE REGISTRANT HAS FURNISHED FALSE OR FRAUDULENT MATERIAL INFORMATION IN AN APPLICATION

Return Completed Application To:  
ALABAMA STATE BOARD OF  
MEDICAL EXAMINERS  
P.O. Box 946 • Montgomery, Alabama 36101  
(334) 242-4116

All applicants must answer the following questions. If the answer to question A, B, C, D, or E is yes, the applicant must attach a complete explanation detailing all facts and circumstances.

- A. Has your privilege for dispensing or prescribing controlled substances ever been suspended, restricted, or revoked in any state? ..... ( ) Yes ( ) No
- B. Have you ever been convicted of any state or federal crime relating to any controlled substance? ..... ( ) Yes ( ) No
- C. Has your Federal DEA registration ever been suspended, restricted or revoked? ..... ( ) Yes ( ) No
- D. Have your staff privileges at any hospitals ever been suspended, restricted or revoked for any reason related to the prescribing or dispensing of controlled substances? ..... ( ) Yes ( ) No
- E. Do you currently have any mental or physical condition or impairment (including, but not limited to substance abuse, alcohol abuse, or mental, emotional, or nervous disorder or condition) which in any way currently affects, or if untreated could affect, your ability to practice in a competent and professional manner?\* ..... ( ) Yes ( ) No
- F. Do you have a current registration to access the Alabama prescription drug monitoring database (PDMP)? ..... ( ) Yes ( ) No
- G. Do you have a current registration issued by the U. S. Drug Enforcement Administration? ..... ( ) Yes ( ) No

Print DEA number and expiration date:

NOTICE: A current registration to access the Prescription Drug Monitoring Database and a current registration issued by the U. S. Drug Enforcement Agency are required before renewing an Alabama Controlled Substances Certificate. For further information

**REPEAL**

concerning DEA registration, contact DEA, Metairie, LA. (504) 882-9239. For further information concerning the prescription database, contact the Alabama Dept. of Public Health, (334) 206-3749

H. Do you **dispense** controlled substances, other than pharmaceutical samples, from any practice location? If yes, I confirm my Registration Form is on file with the ALBME ..... ( ) Yes ( ) No

\*The term "currently" does not mean on the day of, or even in the weeks or months preceding the completion of this application. Rather, it means recently enough so that the condition referred to may have an ongoing impact on one's functioning as a physician within the last two years.

**THE ANNUAL FEE FOR THIS CERTIFICATE IS \$150.00.  
ENCLOSE YOUR CHECK WITH APPLICATION**

I swear (affirm) that the information set forth in this application for Alabama controlled substances registration certificate is true and correct to the best of my knowledge, information and belief.

Date:

Signature of Applicant: