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NOTICE OF RULE MAKING HEARING

Pursuant to Section 24-4-103, C.R.S., and Section 12-36-104(1)(a), C.R.S., you are hereby advised that the Colorado State Board of Medical Examiners will hold a public rule making hearing on Thursday, November 19, 2009, at 10:00 a.m., at the Denver Post Building, 1560 Broadway, 9th Floor, Denver, Colorado 80202, for consideration of the following:

Repeal and Readoption of 3 CCR 713-19 Colorado Board of Medical Examiners Rules and Regulations Regarding Exceptions to Initial Decisions and Related Matters (Rule 230)

Repeal of 3 CCR 713-9 Colorado Board of Medical Examiners Rules and Regulations Concerning Athletic Trainers (Rule 600)

Rule 230

The attached draft contains proposed language for consideration and is fully incorporated herein. The purpose of Rule 230 is to clarify and standardize the existing procedures surrounding the filing of exceptions and review of initial decisions pursuant to Sections 24-4-105(14) and (15), 12-36-116, and 12-36-118, C.R.S. The rules preserve the opportunity of the Hearings Panel to review an initial decision where neither the Inquiry Panel nor the Respondent take exception to the decision and the Hearings Panel is unable to consider the decision prior to the expiration of the time set forth in the Administrative Procedures Act. The rule is also designed to set deadlines for pleadings so that the Hearings Panel may consider the record at one sitting and can issue the final order in a prompt manner.

Repeal of Rule 600

The attached draft contains proposed language for consideration and is fully incorporated herein. The purpose of Rule 600 has been to clarify and standardize the requirements to become a qualified athletic trainer and the types of services which a qualified athletic trainer may render and to designate national athletic training standards organizations whose accreditation is acceptable to allow an athletic trainer

to provide supervised clinical experience to those who seek to become qualified athletic trainers pursuant to Subsection 12-36-106(3.5)(d), C.R.S.

The Board of Medical Examiners is conducting rulemaking to repeal Rule 600, due to the 2009 statutory creation of the Office of Athletic Trainer Registration, which has jurisdiction regarding athletic trainers and has adopted rules and regulations involving such regulation.

The Board encourages interested parties to submit written comments to the letterhead address regarding any of the above-listed rulemaking matters no later than November 3, 2009. In addition, at the time and place designated in this notice, the Board of Medical Examiners will afford interested parties an opportunity to submit written information, data, views or arguments. The Board also will afford interested parties an opportunity to make brief oral presentations unless the Board in its discretion determines that such oral presentations are unnecessary. All submissions will be considered. The rules under consideration may be changed or modified after the opportunity for public comment and hearing.

BY ORDER OF THE COLORADO STATE BOARD OF MEDICAL EXAMINERS



Cheryl Hara, Program Director

Dated this 29 day of September, 2009