

Code of Alabama  
Title 34. Professions and Businesses.  
Chapter 40. Athletic Trainers.

Ala.Code 1975 T. 34, Ch. 40, Refs & Annos

[Currentness](#)

Ala. Code 1975 T. 34, Ch. 40, Refs & Annos, AL ST T. 34, Ch. 40, Refs & Annos  
Current through Act 2024–347, and includes Acts 2024–349 through 2024–362, 2024–365, 2024–367 through 2024–370, 2024–372 through 2024–378, 2024–381, 2024–383, 2024–385 through 2024–387, 2024–390, 2024–391, 2024–399, 2024–401 through 2024–404, 2024–406, 2024–409, 2024–410, 2024–412, 2024–413, 2024–415 through 2024–429, 2024–434, 2024–436, 2024–438 through 2024–441, 2024–444, and 2024–451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Code of Alabama  
Title 34. Professions and Businesses.  
Chapter 40. Athletic Trainers.  
Article 1. General Provisions.

Ala.Code 1975 T. 34, Ch. 40, Art. 1, Refs & Annos  
[Currentness](#)

Ala. Code 1975 T. 34, Ch. 40, Art. 1, Refs & Annos, AL ST T. 34, Ch. 40, Art. 1, Refs & Annos  
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Code of Alabama  
Title 34. Professions and Businesses. (Refs & Annos)  
Chapter 40. Athletic Trainers. (Refs & Annos)  
Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-1

§ 34-40-1. Short title.

Currentness

This chapter shall be known and may be cited as the “Alabama Athletic Trainers Licensure Act.”

**Credits**

(Acts 1993, No. 93-617, p. 1013, § 1.)


Ala. Code 1975 § 34-40-1, AL ST § 34-40-1

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Code of Alabama  
Title 34. Professions and Businesses. (Refs & Annos)  
Chapter 40. Athletic Trainers. (Refs & Annos)  
Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-2

§ 34-40-2. Definitions.

Effective: June 1, 2021

[Currentness](#)

As used in this article, the following terms shall have the following meanings, respectively, unless the context clearly indicates otherwise:

- (1) **ADVISORY COUNCIL.** The Advisory Council of the State Board of Medical Examiners and the Alabama Board of Athletic Trainers created pursuant to [Section 34-40-3.2](#).
- (2) **ATHLETIC INJURY.** An injury or condition sustained as a result of, or limiting the preparation for or participation in, an exercise, sport, game, recreational activity, or any other activity that requires a level of strength, endurance, flexibility, or agility that is comparable to the level of strength, endurance, flexibility, or agility required for an exercise, sport, game, or recreational activity; or any injury that a physician deems would benefit from athletic training services.
- (3) **ATHLETIC TRAINER.** An individual licensed by the Alabama Board of Athletic Trainers and under the direction or referral, or both, of a licensed physician after meeting the requirements of this article and rules adopted pursuant to this article.
- (4) **ATHLETIC TRAINING PRACTICE.** Practice by an athletic trainer of any of the following:
  - a. The application of care for an athletic injury, including the application or provision of: (i) principles, methods, and procedures of recognition, examination, assessment, clinical evaluation, prevention, management, emergency care, disposition, or rehabilitation and reconditioning of athletic injuries; (ii) appropriate preventive and supportive devices; (iii) treatment using physical modalities such as heat, cold, light, mechanical devices, electric stimulation, manual therapy techniques, aquatic therapy, sound, or therapeutic exercise; and (iv) any other physical agent that is included within the written protocols allowed by the State Board of Medical Examiners and prescribed by a physician.
  - b. The organization and administration of athletic training programs, including health care administration and professional responsibility.

c. The provision of athletic training, education, and guidance to physically active individuals, coaches, medical personnel, and the community in the prevention and care of athletic injuries.

d. The recognition of potential illnesses and referrals to a physician for diagnosis and treatment.

e. The provision of injury prevention services developed for physically active individuals.

(5) BOARD. The Alabama Board of Athletic Trainers.

(6) INJURY PREVENTION. Care and guidance related to risk management, including biomechanics, conditioning, flexibility, energy requirements, strength training, and fitness.

(7) PHYSICAL THERAPIST. A physical therapist licensed by the Alabama State Board of Physical Therapy.

(8) PHYSICIAN. A physician licensed by the Medical Licensure Commission of Alabama.

(9) PHYSICIAN SUPERVISION. a. An athletic trainer acting under the supervision of a physician if:

1. The activities are undertaken pursuant to a verbal or written order of the physician who has evaluated the physically active individual; or

2. The activity is undertaken in accordance with a written protocol signed by the physician which describes the athletic injury encountered and directs appropriate medical interventions consistent with the qualification, training, and experience of the athletic trainer. The State Board of Medical Examiners shall establish medical criteria for any protocol used by athletic trainers and shall specify those conditions and circumstances that require referral to the physician for further evaluation.

b. Physician supervision establishes a formal relationship between an athletic trainer and a physician under which the athletic trainer is authorized to practice as evidenced by a written protocol approved by the State Board of Medical Examiners and requires professional oversight and direction pursuant to the rules of the State Board of Medical Examiners and the Alabama Board of Athletic Trainers as recommended by the advisory council. No rule adopted pursuant to this paragraph shall be effective without the approval of both the State Board of Medical Examiners and the board.

### Credits

(Acts 1993, No. 93-617, p. 1013, § 2; Act 2021-113, § 1.)

Ala. Code 1975 § 34-40-2, AL ST § 34-40-2


Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436,

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Proposed Legislation

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Chapter 40. Athletic Trainers. (Refs & Annos)  
Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-3

§ 34-40-3. Alabama Board of Athletic Trainers -- Appointment of members; annual meeting; terms; duties.

Effective: June 1, 2021

[Currentness](#)

(a) The Alabama Board of Athletic Trainers shall be composed of nine members who shall serve four-year terms. Members may not serve more than three consecutive four-year terms. Three members shall be a member of a minority class, one of whom shall be a physician member. The composition of the board shall be as follows:

(1) Six members who are athletic trainers, appointed by the Alabama Athletic Trainers' Association in accordance with subsection (b), one of whom shall also be a physical therapist.

(2) Three physicians actively engaged in the treatment of athletic injuries or illnesses, appointed by the Medical Association of the State of Alabama.

(3) The President of the Alabama Athletic Trainers' Association who shall serve as an ex officio member of the board and whose term of office shall be yearly to coincide with his or her term as President of the Alabama Athletic Trainers' Association.

(b) The Alabama Athletic Trainers' Association shall conduct an annual meeting at which all athletic trainers holding a current license under this article shall have the right to attend, nominate, and vote for the athletic trainer members of the board. The association shall regulate and prescribe the date, hour, and place of the meeting, the method of nomination, and the manner of voting. At least 30 days prior to the meeting, the board shall send notices to each current licensee at the address shown on the current registration notifying of the exact date, hour, and place of the meeting, the purpose of the meeting, and of the right to attend and vote. To qualify as a board member pursuant to this subsection, a person shall be a citizen of the United States and a resident of this state and have acted as an athletic trainer for three years within this state immediately preceding appointment.

(c) In making the initial appointments, the Alabama Athletic Trainers' Association shall appoint one athletic trainer whose term will expire in 1994, two athletic trainers whose terms will expire in 1995, one athletic trainer whose term will expire in 1996, and two athletic trainers whose terms will expire in 1997. The Medical Association of the State of Alabama shall appoint one physician whose term will expire in 1994, one physician whose term will expire in 1995, and one physician whose term will expire in 1996. All appointments expire on December 31 of the year specified.

(d) Each appointee to the board shall qualify by taking an oath of office within 15 days from the date of the appointment. In the event of death, resignation, or removal of any member, except for physician members, the vacancy of the unexpired term shall be filled by the board.

(e) The board shall elect a chair, a vice-chair, and a secretary from its members for a term of one year and may appoint any committees and formulate any rules it considers necessary to carry out its duties pursuant to this article. The board shall meet at least twice each year. Additional meetings may be held at the call of the chair or at the written request of any two members of the board. The secretary shall keep a record of the proceedings of the board. The board may adopt rules consistent with this article which are necessary for the performance of its duties. The board may employ an executive secretary and any officers and employees as may be necessary to carry out the duties of the board. The State Board of Medical Examiners and the board shall jointly approve any rule or policy that interprets, explains, or enumerates the permissible acts, functions, or services rendered by an athletic trainer as those acts, functions, and services are defined in [Section 34-40-2](#). Any rule or policy adopted in violation of this requirement is invalid. The board shall prescribe methods and forms for license applications, license certificate, license renewal, verification of license, continuing education verification, and any forms for information required from licensees to carry out the duties of the board. The board shall adopt an official seal and a license certificate of suitable design.

(f) Members of the board shall receive one hundred dollars (\$100) for every day actually spent in the performance of their duties and in addition thereto shall be reimbursed according to the state travel policy for other expenses in the same amounts and under the same conditions as state employees are reimbursed.

(g) The board shall pass upon the qualifications of applicants for licensure as an athletic trainer and issue licenses and annual renewals to athletic trainers. The board shall fix fees for such applications, licenses, renewals, verification of licensure, replacement of licenses, name changes of licensees, publication fees, or other administration fees deemed necessary to carry out this article.

#### **Credits**

(Acts 1993, No. 93-617, p. 1013, § 3; Acts 1997, No. 97-597, p. 1051, § 1; Act 2011-171, p. 332, § 3; Act 2021-113, § 1.)

Ala. Code 1975 § 34-40-3, AL ST § 34-40-3

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.



Code of Alabama

Title 34. Professions and Businesses. (Refs & Annos)

Chapter 40. Athletic Trainers. (Refs & Annos)

Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-3.1

§ 34-40-3.1. Composition of board.

**Currentness**

Notwithstanding any other provision in the law regarding the composition of the Board of Athletic Trainers, the membership of the board shall be inclusive and reflect the racial, gender, geographic, urban/rural, and economic diversity of the state and each member of the board shall be a citizen of this state.

**Credits**

(Acts 1997, No. 97-153, p. 195, § 4; Act 2009-41, p. 140, § 3.)

Ala. Code 1975 § 34-40-3.1, AL ST § 34-40-3.1

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Code of Alabama

Title 34. Professions and Businesses. (Refs & Annos)

Chapter 40. Athletic Trainers. (Refs & Annos)

Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-3.2

§ 34-40-3.2. Advisory Council of the State Board of Medical Examiners and the Alabama Board of Athletic Trainers.

Effective: June 1, 2021

[Currentness](#)

(a) There is created the Advisory Council of the State Board of Medical Examiners and the Alabama Board of Athletic Trainers. The membership of the advisory council shall include all of the following:

(1) Three physicians, appointed by the State Board of Medical Examiners.

(2) Three athletic trainers appointed by the board.

(b) In order to stagger the terms of office, the three physician members of the advisory council shall serve initial terms of one, two, and three years, as determined by the State Board of Medical Examiners, and terms of three years thereafter, and the three athletic trainer members of the advisory council shall serve initial terms of one, two, and three years, as determined by the board, and terms of three years thereafter. Should a vacancy occur on the advisory council, a successor shall be appointed by the original appointing authority to serve the remainder of the unexpired term.

(c) The advisory council shall meet annually, or more frequently if agreed by both the State Board of Medical Examiners and the board. During the annual meeting the membership of the advisory council shall select one of its members to serve as chair for a term of one year. The office of chair shall alternate between a physician member and an athletic trainer member.

(d) Members of the advisory council shall receive a per diem at a rate of one hundred dollars (\$100) per day or any portion thereof that the advisory council member is attending an official meeting or function of the advisory council. In addition, each member of the advisory council shall receive reimbursement for subsistence and travel in accordance with state law as provided for state employees, for each day actively engaged in the duties of the office. Compensation of the members of the advisory council shall be paid by the appointing authority, and the appointing authorities shall furnish necessary clerical and administrative support for the operation of the advisory council.

(e) Any provision of this article to the contrary notwithstanding, the advisory council shall recommend model practice protocols to be used by athletic trainers, subject to approval by both the State Board of Medical Examiners and the board. The advisory council shall be limited to voting on new standard protocols, adding or deleting existing protocols, and amending existing protocols. The advisory council may recommend rules establishing the ratio of physicians to athletic trainers and the manner in which a supervising physician may designate an alternate supervising physician when temporarily unavailable as the supervising physician. The advisory council may not grant deviations from protocol. No rule or protocol shall be effective until approved by both the State Board of Medical Examiners and the board.

**Credits**

(Act 2021-113, § 2.)

Ala. Code 1975 § 34-40-3.2, AL ST § 34-40-3.2

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Code of Alabama

Title 34. Professions and Businesses. (Refs & Annos)

Chapter 40. Athletic Trainers. (Refs & Annos)

Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-4

§ 34-40-4. Unauthorized use of title.

**Currentness**

No person shall use the title “athletic trainer”, “certified athletic trainer”, or “licensed athletic trainer”, or use the letters “LAT”, “ATC”, or “AT”, or any other facsimile thereof, whether or not compensation is received or expected, unless the person is licensed as an athletic trainer in this state pursuant to this chapter.

**Credits**

(Acts 1993, No. 93-617, p. 1013, § 4.)


Ala. Code 1975 § 34-40-4, AL ST § 34-40-4

Current through Act 2024–347, and includes Acts 2024–349 through 2024–362, 2024–365, 2024–367 through 2024–370, 2024–372 through 2024–378, 2024–381, 2024–383, 2024–385 through 2024–387, 2024–390, 2024–391, 2024–399, 2024–401 through 2024–404, 2024–406, 2024–409, 2024–410, 2024–412, 2024–413, 2024–415 through 2024–429, 2024–434, 2024–436, 2024–438 through 2024–441, 2024–444, and 2024–451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Proposed Legislation

Code of Alabama  
Title 34. Professions and Businesses. (Refs & Annos)  
Chapter 40. Athletic Trainers. (Refs & Annos)  
Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-5

§ 34-40-5. Requirements for license; application; fees.

Effective: June 1, 2021

[Currentness](#)

(a) Any individual seeking licensure as an athletic trainer shall be a citizen of the United States or, if not a citizen of the United States, an individual who is legally present in the United States with appropriate documentation from the federal government, and meets at least one of the following requirements:

(1) Satisfactory completion of all Board of Certification, Inc., or its successor organization, qualifications; certification as an athletic trainer in good standing by the Board of Certification, Inc.; and eligibility for a National Provider Identifier.

(2) Licensure by reciprocity. The board shall grant, without examination, licensure to any qualified athletic trainer holding a license certificate or registration in another state if that state maintains licensure qualifications that are substantially equivalent to those required in this state, and gives similar reciprocity to licensees of this state.

(b) Any individual desiring to be licensed, desiring a renewal of an existing license, desiring verification of licensure, reinstatement of a license, replacement of a license, or name changes for a licensee as an athletic trainer in this state shall make and file with the board a written application or request as prescribed by the board. The application shall be accompanied by the payment of a fee, as set by the board, to include publication fees or other administrative fees deemed necessary to carry out the provisions of this article. Any licensee who fails to renew his or her license within 90 days following expiration of the previous license shall be required to file a new application and pay an application fee with the board.

#### **Credits**

(Acts 1993, No. 93-617, p. 1013, § 5; Acts 1997, No. 97-153, p. 195, § 3; Act 2005-91, p. 142, § 3; Act 2009-41, p. 140, § 3; Act 2021-113, § 1.)

Ala. Code 1975 § 34-40-5, AL ST § 34-40-5

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Code of Alabama

Title 34. Professions and Businesses. (Refs & Annos)

Chapter 40. Athletic Trainers. (Refs & Annos)

Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-6

§ 34-40-6. Treatment of injuries.

Effective: June 1, 2021

[Currentness](#)

An athletic trainer, as a qualified health care professional, functioning under the supervision of a physician, may use therapeutic exercise and modalities for the treatment of athletic injuries for which he or she has received appropriate training or education.

**Credits**

(Acts 1993, No. 93-617, p. 1013, § 6; Act 2021-113, § 1.)


Ala. Code 1975 § 34-40-6, AL ST § 34-40-6

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Proposed Legislation

Code of Alabama  
Title 34. Professions and Businesses. (Refs & Annos)  
Chapter 40. Athletic Trainers. (Refs & Annos)  
Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-7

§ 34-40-7. Time restrictions on certification.

#### Currentness

(a) Any person actively engaged as an athletic trainer on May 13, 1993, shall be issued a license certificate if the athletic trainer submits proof of three years of experience as an athletic trainer within the preceding five-year period, receives approval by the board, and pays the license certificate fee as determined by the board. For the purpose of this section, a person is actively engaged as an athletic trainer if the person is employed on a salaried basis for the duration of the institution's school year, or the length of the athletic organization's season, and was hired and performs the duties of an athletic trainer as the major responsibility of employment. One year from May 13, 1993, application for a license certificate pursuant to this subsection shall not be permitted.

(b) The board shall grant licensure to any physical therapist who has satisfactorily completed all of the American Physical Therapy Association (APTA) qualifications as a board certified sports physical therapist (SCS). Three years from May 13, 1993, application for a licensure certificate pursuant to this subsection shall not be permitted.

(c) The board may grant licensure to a licensed physical therapist who submits experience and educational training as an athletic trainer within the preceding five-year period if the person performed duties as an athletic trainer as a significant responsibility. One year from May 13, 1993, application for licensure pursuant to this subsection shall not be permitted.

#### Credits

(Acts 1993, No. 93-617, p. 1013, § 7.)

Ala. Code 1975 § 34-40-7, AL ST § 34-40-7

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Proposed Legislation

Code of Alabama

Title 34. Professions and Businesses. (Refs & Annos)

Chapter 40. Athletic Trainers. (Refs & Annos)

Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-8

§ 34-40-8. Expiration of licenses; renewal fee; continuing education.

Currentness

All licenses issued by the board to athletic trainers shall expire on the last day of December each year. The license may be renewed on payment of a renewal fee, fixed by the board, completion of continuing education, and current licensee information, as may be needed. The board may reduce the renewal fee for a licensee who has been licensed less than six months before his or her license expires. The board shall adopt a program of continuing education for its licensees. The successful completion of the annual continuing education program shall be a requisite for the renewal of licenses issued pursuant to this chapter.

**Credits**

(Acts 1993, No. 93-617, p. 1013, § 8; Acts 1997, No. 97-597, p. 1051, § 1; Act 2011-171, p. 332, § 3; Act 2013-87, p. 187, § 3.)

Ala. Code 1975 § 34-40-8, AL ST § 34-40-8

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-9

§ 34-40-9. Professions and occupations not affected; article not applicable to certain persons.

Effective: June 1, 2021

[Currentness](#)

(a) Nothing in this article shall be construed as preventing or restricting any of the following individuals from engaging in the profession or occupation for which they are licensed, certified, or registered in Alabama as follows:

- (1) Physicians and surgeons licensed by the Medical Licensure Commission.
- (2) Dentists licensed by the State Board of Dental Examiners.
- (3) Optometrists licensed by the Alabama Board of Optometry.
- (4) Nurses licensed by the Board of Nursing.
- (5) Chiropractors licensed by the State Board of Chiropractic Examiners.
- (6) Podiatrists licensed by the State Board of Podiatry.
- (7) Physical therapists licensed by the Board of Physical Therapy.
- (8) Occupational therapists licensed by the Alabama Board of Occupational Therapy.
- (9) Emergency medical technicians licensed by the Alabama Department of Public Health.
- (10) Physician assistants licensed by the State Board of Medical Examiners.
- (11) Massage therapists licensed by the Alabama Board of Massage Therapy.

(b) This article shall not apply to the following persons:

- (1) Coaches and physical education instructors in the performance of their duties.
- (2) Athletic trainers from other nations, states, or territories performing their duties for their respective teams or organizations and only during the course of their team's or organization's stay in this state.
- (3) A person who performs any of the services set forth in this article as long as the person does not violate this article.

**Credits**

(Acts 1993, No. 93-617, p. 1013, § 9; Act 2021-113, § 1.)

Ala. Code 1975 § 34-40-9, AL ST § 34-40-9

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Code of Alabama

Title 34. Professions and Businesses. (Refs & Annos)

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Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-10

§ 34-40-10. Reasons for rejection, revocation, or suspension of license.

Effective: June 1, 2021

[Currentness](#)

The board may refuse to issue a license certificate to any individual and, after notice and hearing pursuant to its rules, may suspend or revoke the license certificate of any individual who does any of the following:

- (1) Practices athletic training other than under the supervision of a physician licensed to practice medicine or surgery.
- (2) Uses drugs or intoxicating liquors to an extent which affects professional competency.
- (3) Obtains or attempts to obtain a license by fraud or deception.
- (4) Is found to be grossly negligent in the practice of athletic training.
- (5) Is adjudged mentally incompetent by a court of competent jurisdiction.
- (6) Is found to be guilty of conduct detrimental to the best interest of the public.
- (7) Is or has been imprisoned for violating any state or federal controlled substance law.
- (8) Is treating or has undertaken to treat human ailments otherwise than by athletic training and according to standards established by the board.
- (9) Advertises unethically according to standards as set by the board.
- (10) Fails or refuses to obey any lawful order or rule of the board.
- (11) Engages in the unlawful invasion of the field of practice of any other profession.

**Credits**

(Acts 1993, No. 93-617, p. 1013, § 10; Act 2021-113, § 1.)


Ala. Code 1975 § 34-40-10, AL ST § 34-40-10

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Code of Alabama  
Title 34. Professions and Businesses. (Refs & Annos)  
Chapter 40. Athletic Trainers. (Refs & Annos)  
Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-11

§ 34-40-11. Hearing upon application or filing of charges; procedure; appeal.

#### Currentness

(a) Any person whose application for a license is denied is entitled to a hearing before the board if the person submits a written request to the board. Proceedings for revocation or suspension of a license shall be commenced by filing charges with the board in writing and under oath. The charges may be made by any person or persons. The secretary shall fix a time and place for a hearing and shall cause a written copy of the charges or reason for denial of a license, together with a notice of the time and place fixed for hearing to be served on the applicant requesting the hearing or the licensee against whom the charges have been filed at least 20 days prior to the date set for the hearing. Service of charges and notice of hearing may be given by certified mail to the last known address of the licensee or applicant. At the hearing, the applicant or licensee has the right to appear either personally or by counsel, or both, to produce witnesses, to have subpoenas issued by the board, and to cross-examine the opposing or adverse witnesses. The board is not bound by the strict rules of procedure or by the laws of evidence in the conduct of the proceedings, but the determination shall be founded upon sufficient legal evidence to sustain it. The board shall determine the charges on their merits and enter an order in a permanent record setting forth the findings of fact and law, and the action taken. On application, the board may reissue a license to a person whose license has been cancelled or revoked, but the application may not be made prior to the expiration of a period of six months after the order of cancellation or revocation has become final; and the application shall be made in the manner and form as the board may require.

(b) A person whose application for a license has been refused or whose license has been cancelled, revoked, or suspended by the board may take an appeal, within 30 days after the order is entered in the judicial circuit of his or her residence or in the Montgomery County Circuit Court, to any court of competent jurisdiction.

(c) Appeal from the judgment of the court lies as in other civil cases.

#### Credits

(Acts 1993, No. 93-617, p. 1013, § 11.)

Ala. Code 1975 § 34-40-11, AL ST § 34-40-11

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-12

§ 34-40-12. Punishment for violation.

#### Currentness

Any person who violates any provision of this chapter is guilty of a Class B misdemeanor, and, upon conviction, shall be punished and fined, or both, as provided by law.

#### Credits

(Acts 1993, No. 93-617, p. 1013, § 12.)

Ala. Code 1975 § 34-40-12, AL ST § 34-40-12

Current through Act 2024–347, and includes Acts 2024–349 through 2024–362, 2024–365, 2024–367 through 2024–370, 2024–372 through 2024–378, 2024–381, 2024–383, 2024–385 through 2024–387, 2024–390, 2024–391, 2024–399, 2024–401 through 2024–404, 2024–406, 2024–409, 2024–410, 2024–412, 2024–413, 2024–415 through 2024–429, 2024–434, 2024–436, 2024–438 through 2024–441, 2024–444, and 2024–451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Chapter 40. Athletic Trainers. (Refs & Annos)

Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-13

§ 34-40-13. Use of title authorized.

**Currentness**

Any person who holds a license pursuant to this chapter as an athletic trainer may use the words “athletic trainer” or “licensed athletic trainer,” and may use the letters “LAT” in connection with his or her name to denote his or her licensure as an athletic trainer.

**Credits**

(Acts 1993, No. 93-617, p. 1013, § 13.)


Ala. Code 1975 § 34-40-13, AL ST § 34-40-13

Current through Act 2024–347, and includes Acts 2024–349 through 2024–362, 2024–365, 2024–367 through 2024–370, 2024–372 through 2024–378, 2024–381, 2024–383, 2024–385 through 2024–387, 2024–390, 2024–391, 2024–399, 2024–401 through 2024–404, 2024–406, 2024–409, 2024–410, 2024–412, 2024–413, 2024–415 through 2024–429, 2024–434, 2024–436, 2024–438 through 2024–441, 2024–444, and 2024–451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Code of Alabama  
Title 34. Professions and Businesses. (Refs & Annos)  
Chapter 40. Athletic Trainers. (Refs & Annos)  
Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-14

§ 34-40-14. Athletic Trainers Fund created; expenditure of funds.

#### Currentness

There is hereby created in the State Treasury a fund to be known as the Athletic Trainers Fund. All receipts of the Alabama Athletic Trainers Board shall be deposited into this fund. The expenses incurred by the Alabama Athletic Trainers Board in carrying out the provisions of this chapter shall be paid out of the Athletic Trainers Fund by warrant of the Comptroller upon the Treasurer upon itemized vouchers, approved by the chair of the board or his or her designee. The Alabama Board of Athletic Trainers may make grants, and to otherwise arrange with qualified individuals, institutions, or agencies to develop and promote athletic training programs and continuing education programs for athletic trainers. No funds shall be withdrawn or expended except as budgeted and allotted according to [Sections 41-4-80 to 41-4-96](#) and [Sections 41-19-1 to 41-19-12](#), inclusive, and only in amounts as stipulated in the general appropriations act or other appropriations acts.

#### Credits

(Acts 1993, No. 93-617, p. 1013, § 14; Acts 1997, No. 97-597, p. 1051, § 1.)

Ala. Code 1975 § 34-40-14, AL ST § 34-40-14

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-15

§ 34-40-15. Unauthorized activities.

Effective: June 1, 2021

[Currentness](#)

(a) Nothing in this article shall authorize an athletic trainer to engage in the practice of medicine; to diagnose, treat, or cure any human disease, illness, ailment, infirmity, pain, or other condition that is not an athletic injury; to perform surgery of any type or description; or to prescribe any drug or medical device.

(b) Nothing in this article shall allow an athletic trainer to hold himself or herself out, or practice, as a physical therapist, occupational therapist, clinical nutritionist, or chiropractic physician. Nothing in this article shall allow an athletic trainer to perform spinal manipulation. However, nothing in this article shall be construed to restrict an athletic trainer from practicing within the scope of practice as otherwise provided under this article.

(c) Nothing in this article shall modify, amend, repeal, or supersede any provision of the Alabama Medical Liability Act of 1987, commencing with [Section 6-5-540](#), or the Alabama Medical Liability Act of 1996, commencing with [Section 6-5-548](#), or any amendment to or judicial interpretation of those laws.

**Credits**

(Acts 1993, No. 93-617, p. 1013, § 16; Act 2021-113, § 1.)

Ala. Code 1975 § 34-40-15, AL ST § 34-40-15

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Title 34. Professions and Businesses. (Refs & Annos)

Chapter 40. Athletic Trainers. (Refs & Annos)

Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-16

§ 34-40-16. Supervision required in physical therapy clinic.

Effective: June 1, 2021

[Currentness](#)

An athletic trainer employed in a physical therapy clinic shall work under the administrative supervision of a physical therapist in the context of an employer/employee relationship. The authority of the physical therapist may not supersede the authority of the physician regarding treatment, in accordance with physician supervision of the athletic trainer.

**Credits**

(Acts 1993, No. 93-617, p. 1013, § 17; Act 2021-113, § 1.)

Ala. Code 1975 § 34-40-16, AL ST § 34-40-16

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Chapter 40. Athletic Trainers. (Refs & Annos)

Article 1. General Provisions. (Refs & Annos)

Ala.Code 1975 § 34-40-17

§ 34-40-17. Sunset provision.

**Currentness**

The Alabama Board of Athletic Trainers is subject to the provisions of the Alabama Sunset Law of 1981, shall be classified an enumerated agency under [Section 41-20-3](#), and shall terminate on October 1, 1997, unless continued as therein provided. If continued, the board shall be reviewed every four years thereafter and terminated unless continued by the law.

**Credits**

(Acts 1993, No. 93-617, p. 1013, § 18.)

Ala. Code 1975 § 34-40-17, AL ST § 34-40-17

Current through Act 2024–347, and includes Acts 2024–349 through 2024–362, 2024–365, 2024–367 through 2024–370, 2024–372 through 2024–378, 2024–381, 2024–383, 2024–385 through 2024–387, 2024–390, 2024–391, 2024–399, 2024–401 through 2024–404, 2024–406, 2024–409, 2024–410, 2024–412, 2024–413, 2024–415 through 2024–429, 2024–434, 2024–436, 2024–438 through 2024–441, 2024–444, and 2024–451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Code of Alabama

Title 34. Professions and Businesses.

Chapter 40. Athletic Trainers.

Article 2. Athletic Trainer Secondary School Incentive Program.

Ala.Code 1975 T. 34, Ch. 40, Art. 2, Refs & Annos

[Currentness](#)

Ala. Code 1975 T. 34, Ch. 40, Art. 2, Refs & Annos, AL ST T. 34, Ch. 40, Art. 2, Refs & Annos

Current through Act 2024–347, and includes Acts 2024–349 through 2024–362, 2024–365, 2024–367 through 2024–370, 2024–372 through 2024–378, 2024–381, 2024–383, 2024–385 through 2024–387, 2024–390, 2024–391, 2024–399, 2024–401 through 2024–404, 2024–406, 2024–409, 2024–410, 2024–412, 2024–413, 2024–415 through 2024–429, 2024–434, 2024–436, 2024–438 through 2024–441, 2024–444, and 2024–451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Title 34. Professions and Businesses. (Refs & Annos)

Chapter 40. Athletic Trainers. (Refs & Annos)

Article 2. Athletic Trainer Secondary School Incentive Program. (Refs & Annos)

Ala.Code 1975 § 34-40-31

§ 34-40-31. Definitions.

Effective: September 1, 2023

[Currentness](#)

For the purposes of this article, the following terms have the following meanings:

- (1) **ATHLETIC TRAINER.** The same meaning as the term “athletic training practice,” as defined by [Section 34-40-2](#). This term includes after school sporting event coverage.
- (2) **ATHLETIC TRAINING SERVICES.** Services provided by an athletic trainer within the scope of athletic training practice, as defined by [Section 34-40-2](#). This term includes coverage provided to an after school sporting event.
- (3) **BOARD.** The Alabama Board of Athletic Trainers, as provided in this chapter.
- (4) **INCENTIVE PROGRAM.** The Athletic Trainer Secondary School Incentive Program established by this article.
- (5) **RURAL SCHOOL.** A school not located within a United States Census Bureau Alabama Urbanized Area of 50,000 or more individuals.
- (6) **SECONDARY SCHOOL.** Any rural, 1A, 2A, 3A, or Title I schools providing education to students in sixth through twelfth grade. This term includes middle schools and high schools.

**Credits**

(Act 2023-341, § 1, eff. Sept. 1, 2023.)

Ala. Code 1975 § 34-40-31, AL ST § 34-40-31

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

Code of Alabama

Title 34. Professions and Businesses. (Refs & Annos)

Chapter 40. Athletic Trainers. (Refs & Annos)

Article 2. Athletic Trainer Secondary School Incentive Program. (Refs & Annos)

Ala.Code 1975 § 34-40-32

§ 34-40-32. Program established; award of grants.

Effective: September 1, 2023

[Currentness](#)

(a) There is established the Athletic Trainer Secondary School Incentive Program. The program shall be administered by the board.

(b) The board shall award funds to local boards of education to incentivize the recruitment and retention of athletic trainers at rural secondary schools and Title I secondary schools in the state. The board shall allocate grant awards to the applicable local board of education for each successful application that meets the requirements of this article. Each grant shall be no more than seven thousand five hundred dollars (\$7,500), as determined by the board based on the application.

(c) The incentive program shall be capped at two million dollars (\$2,000,000) per school year.

(d) Grants may be awarded annually beginning with the 2024-2025 school year, and each school year thereafter.

(e) The grants provided by this article shall be contingent on the availability of funds. The Legislature may appropriate funds to the board for the incentive program, and the board may accept funds from nongovernmental entities to be used for the incentive program. Any monies appropriated shall be budgeted and allotted pursuant to the Budget Management Act in accordance with Article 4 of Chapter 4 of Title 41, and only in the amounts provided by the Legislature in the general appropriations act or other appropriations act. Funds not expended in any fiscal year shall not revert but shall remain with the board for use in implementing the incentive program.

**Credits**

(Act 2023-341, § 2, eff. Sept. 1, 2023.)

Ala. Code 1975 § 34-40-32, AL ST § 34-40-32

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.



Code of Alabama

Title 34. Professions and Businesses. (Refs & Annos)

Chapter 40. Athletic Trainers. (Refs & Annos)

Article 2. Athletic Trainer Secondary School Incentive Program. (Refs & Annos)

Ala.Code 1975 § 34-40-33

§ 34-40-33. Grant applications; list of eligible schools.

Effective: September 1, 2023

[Currentness](#)

(a) A local board of education may apply for a grant from the incentive program if, during the academic school year, an athletic trainer provided an average of at least 25 hours of athletic training services per week to a rural secondary school or Title I secondary school under the purview of the local board of education. Any athletic training services provided by an athletic trainer may be counted towards the required hours, provided that the athletic trainer provides the athletic training services in one of the following manners:

- (1) As an employee of the local board of education.
- (2) As an employee of a health care facility.
- (3) As a participant in a third-party sports medicine program.

(b)(1) The board shall compile a list of schools eligible for grants from the incentive program and publish the list on its website. The list shall be compiled in the following manner:

- a. For rural secondary schools, by considering census data to determine which secondary schools are not located in urbanized areas of 50,000 or more individuals.
- b. For Title I secondary schools, by considering federal law.

(2) Local boards of education meeting the application criteria may apply for the incentive program following the end of the academic school year, during a time period to be determined by the board.

**Credits**

(Act 2023-341, § 3, eff. Sept. 1, 2023.)

Ala. Code 1975 § 34-40-33, AL ST § 34-40-33

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401

through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Article 2. Athletic Trainer Secondary School Incentive Program. (Refs & Annos)

Ala.Code 1975 § 34-40-34

§ 34-40-34. Application form; administration; disciplinary action.

Effective: September 1, 2023

[Currentness](#)

(a) The board shall develop an application form and adopt procedures for the administration of the incentive program application, including for the development of application criteria and a timeline for application review and grant disbursement.

(b)(1) The local superintendent of education shall provide an attestation that all requirements for the incentive program have been satisfied, and each athletic trainer seeking to benefit from the incentive program shall provide an attestation that he or she has provided at least 25 hours of athletic training services to a rural secondary school or Title I secondary school under the local board of education's purview.

(2) The board may take disciplinary action against an athletic trainer who falsifies the amount of athletic training services he or she provided.

**Credits**

(Act 2023-341, § 4, eff. Sept. 1, 2023.)

Ala. Code 1975 § 34-40-34, AL ST § 34-40-34

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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Article 2. Athletic Trainer Secondary School Incentive Program. (Refs & Annos)

Ala.Code 1975 § 34-40-35

§ 34-40-35. Distribution of grant funds.

Effective: September 1, 2023

[Currentness](#)

(a) Upon the receipt of a grant from the incentive program, the local board of education shall distribute the grant funds as a stipend to the qualifying athletic trainer.

(1) If multiple athletic trainers provided an average of at least 25 hours of athletic training services per week to a secondary school during the academic school year, the local board of education shall evenly divide the funds from the incentive program among the athletic trainers.

(2) An athletic trainer may only receive one stipend from the incentive program per school year. Once an athletic trainer is awarded a stipend pursuant to this article, he or she shall not be eligible for another incentive program stipend until the next school year, even if he or she provided athletic training services to multiple schools.

(b) The local board of education is limited to one successful grant application per secondary school each school year.

**Credits**

(Act 2023-341, § 5, eff. Sept. 1, 2023.)

Ala. Code 1975 § 34-40-35, AL ST § 34-40-35

Current through Act 2024-347, and includes Acts 2024-349 through 2024-362, 2024-365, 2024-367 through 2024-370, 2024-372 through 2024-378, 2024-381, 2024-383, 2024-385 through 2024-387, 2024-390, 2024-391, 2024-399, 2024-401 through 2024-404, 2024-406, 2024-409, 2024-410, 2024-412, 2024-413, 2024-415 through 2024-429, 2024-434, 2024-436, 2024-438 through 2024-441, 2024-444, and 2024-451 of the 2024 Regular Session. Some provisions may be more current; see credits for details.

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