

APA-1
07/04

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control No. _____ Department or Agency Alabama Plumbers and Gas Fitters Examining Board
Rule No. 720-x-16-.01
Rule Title: Bad Checks
_____ New Amend _____ Repeal _____ Adopt by Reference _____

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

Is there a reasonable relationship between the state's police power and the protection of the public health, safety, or welfare? _____ No

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 *Alfred P. Tennstedt*

Date H-12-11

(DATE FILED)
(STAMP)

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07/04

Alabama Plumbers and Gas Fitter Examining Board

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Plumbers and Gas Fitter Examining Board

RULE NO. & TITLE: 720-x-16-.01 – Bad Checks

INTENDED ACTION: The Agency intends to amend rule 720-x-16-.01

SUBSTANCE OF PROPOSED ACTION: Rule 720-x-16-.01 will be amended to specify that the service charge for a returned check is \$30.00.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written or oral comments may be presented at 11 West Oxmoor, Suite 104, Birmingham, Alabama, 35209 between the hours of 9:00 a.m. and 4:30 p.m. Monday through Friday.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: June 3, 2011

CONTACT PERSON AT AGENCY: Joan Gilbert, (205) 945-4857


Al Tunstill, Executive Director

AMENDED RULE

Alabama Plumbers and Gas Fitters Examining Board

720-x-16-.01 Bad Checks.

If a check or negotiable instrument is dishonored, the writer of the check or instrument will be required to tender payment of the full amount of such check or instrument plus a service charge in the amount of \$30.00 (thirty dollars) as established by Section 8-8-15 of the Code of Ala. 1975.

(1) If the dishonored check or instrument was tendered for the purposes of sitting for an examination, payment of the full amount of such check or instrument plus a \$30.00 service charge must be paid in full prior to the individual being allowed to take the said examination. If the individual has already taken the examination prior to the Board's office receiving notification of the dishonored instrument, the individual's results will be held until such time as payment is made in full including the \$30.00 service charge.

(2) If the dishonored check or instrument was tendered for the purposes of renewing an individual license or certification, the license or certification is invalidated and will not be considered in good standing unless the issue is resolved within thirty (30) days.

(3) If the dishonored check or instrument was tendered for the purposes of applying for a license or certification, the application will not be processed until such time as payment is made in full, including the applicable \$30.00 service charge.

Author: Alfred P. Tunstill, Director

Statutory Authority: Code of Ala. 1975, §§34-37-2

History: New Rule: Filed March 24, 2009; effective April 28, 2009.

Amended