

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control \_\_\_\_\_ Department or Agency Manufactured Housing Commission  
Rule No. 535-X-14-.03  
Rule Title: Licensing  
\_\_\_\_\_ 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? NA

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

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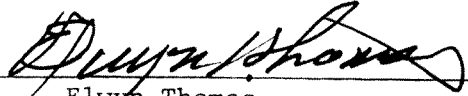
Does the proposed rule have an economic impact? No

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.

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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   
Elwyn Thomas

Date 2-7-13

(DATE FILED)  
(STAMP)

APA-2  
11/96

ALABAMA MANUFACTURED HOUSING COMMISSION

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Manufactured Housing Commission (AMHC)

RULE NO. & TITLE: 535-X-14-.03 Licensing

INTENDED ACTION: To amend the rule.

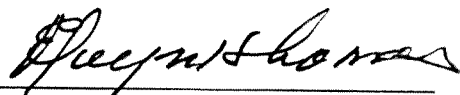
SUBSTANCE OF PROPOSED ACTION: To eliminate the dollar amount of a Salesperson's license transfer fee.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Interested persons may present their views in writing to the Alabama Manufactured Housing Commission, 350 South Decatur Street, Montgomery, AL 36104. Persons wishing to express their views orally should contact the Commission's Executive Secretary at (334) 242-4036, Ext. 27, to set up an appointment.

FINAL DATE FOR COMMENT OF PRESENTING VIEWS:

April 4, 2013

CONTACT PERSON AT AGENCY: Ms. Kathryn Terry, Executive Secretary

  
\_\_\_\_\_  
Elwyn Thomas, Administrator

**535-X-14-.03    Licensing.**

(1)            Salespersons shall be trained and licensed by the Commission prior to selling manufactured homes or manufactured buildings in Alabama.

(2)            Applications will be obtained from and submitted to the Commission.

(3)            Any salesperson within or without this state shall apply for a license annually to sell manufactured (mobile) homes and/or manufactured buildings (modulars) to be shipped into or sited in Alabama. This license will suffice for manufactured homes and/or manufactured buildings. The license shall be valid from March 1 until February 28/29 of the following year it is issued or until it is suspended or revoked by the Commission. License fees shall be established or revised in accordance with sections 24-6-4, 24-5-6, and 24-5-10 of the Code of Ala. 1975, and Chapter 535-X-16 of the Commission Rules and Regulations.

(4)            New salespersons to the industry will be allowed to work under a provisional license until the next school is available or 180 days, whichever is later.

(5)            Salespersons will be licensed to sell manufactured homes for a designated retail center. A transfer fee of ~~\$25.00~~ shall be required of a licensed salesperson that transfers from one retail center to another.

**Author:** Jim Sloan

**Statutory Authority:** Code of Ala. 1975, §24-6-4.

**History: New Rule:** Filed July 27, 2000; effective August 31, 2000; operative March 1, 2001. **Amended:** Filed December 6, 2002; effective January 10, 2003. **Amended:**