

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control _____ Department or Agency: Alabama Board of Electrical Contractors
Rule No.: 303-X-5-.01

Rule Title: Continuing Education Courses Required

_____ New X 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 [Handwritten Signature]

Date: March 21, 2016

(DATE FILED)
(STAMP)

Alabama Board of Electrical Contractors

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Board of Electrical Contractors

RULE NO. & TITLE: 303-X-5-.01 Continuing Education Courses Required

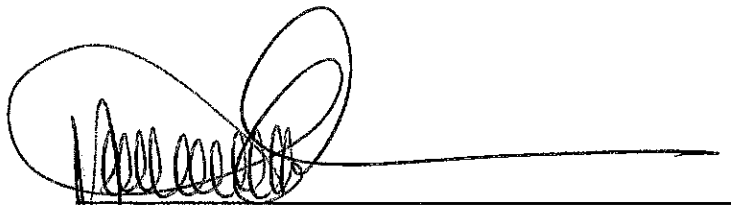
INTENDED ACTION: Provider Requirement of Continuing Education Certifications

SUBSTANCE OF PROPOSED ACTION: The Board proposes to require providers to submit CE Certifications sixty (60) days prior to the expiration of a licensee that has attended their course. This will eliminate delays and confusion during the renewal period and process for the licensee.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written comments will be received by the Board until 4:00 p.m. on Thursday, May 5, 2016. Comments should be directed to Keith E. Warren, Executive Director at 2777 Zelda Road, Montgomery, AL 36106 or via electronic mail at keith@alstateboard.com or via telephone at 334-420-7232.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
Thursday, May 5, 2016.

CONTACT PERSON AT AGENCY: Keith E. Warren
Executive Director
2777 Zelda Road
Montgomery, AL 36106
(334) 420-7232



Keith E. Warren, Executive Director
Alabama Board of Electrical Contractors

303-X-5-.01 Continuing Education Courses Required.

(1) Every electrical contractor licensee of the Board must complete continuing education courses in subjects relating to electrical contracting to assure the safe and proper installation of electrical work and equipment in order to protect the life, health, and property of the public.

(2) Every electrical contractor licensee shall complete continuing education every two (2) years to renew the license on which he or she is currently listed, for the next annual license period, except as follows:

(a) licensed electrical contractors and journeymen electricians becoming qualified by examination during the 24-month period immediately preceding the license renewal date;

(b) qualified licensed electrical contractors who have elected an inactive status; or

(c) persons presenting and/or instructing at least 14 (fourteen) hours of approved courses of continuing education in an educational period.

(3) The electrical contractor licensee shall complete, during the two (2) year period 24 (twenty-four) months (known as an educational period) immediately preceding the license renewal, a total of 14 (fourteen) hours of continuing education courses that have been approved by the Board. Seven (7) hours must be instruction in NEC/NFPA courses. An electrical contractor may accumulate additional hours over the required 14 (fourteen) hours in an educational period and carry forward not more than 6 (six) additional hours to be credited to the following two-year educational period. Attendance at Successful completion by a licensee of any course or courses of continuing education shall be certified by the provider to the Board on a form provided by the Board, and shall be submitted at the time the licensee makes application to the Board for its license renewal and payment of its license renewal fee. It is the licensee's responsibility to insure that the certifications are sent by the provider and received by the Board at least six (60) days before the expiration of the license. A late fee may be assessed by the Board upon any licensee whose certifications are not received by the Board six (60) days before the expiration of the license. This continuing education requirement may be waived by the Board in cases of undue hardship or inactive status as provided for in the Rules and Regulations of the Board. Failure of a licensee to document completion of the continuing education requirements to the satisfaction of the Board shall be grounds for disciplinary action, including denial of the renewal of a the license or revocation of the license.

(4) The Board, pursuant to Code of Alabama, §§ 34-36-8(b) and (c) and Rule 303-X-2-.03(3), is authorized to approve course providers, instructors, and courses. Because of differences in the electrical contracting industry and individual needs of ~~listed~~ licensees, each licensee must exercise judgment in selecting courses for which continuing education is claimed and in choosing only those courses that will advance the individual's knowledge. Licensees may not count the same course more than once during an educational period.

(5) All electrical contractor licensees of the Board must obtain the required continuing education hours by receiving credit for taking a course or courses offered by a provider

approved by the Board. These courses may be offered in or outside of Alabama, provided that the Board may give subsequent approval to any courses taken outside the state of Alabama. This differs from Board approval for courses administered in the state of Alabama, which must be approved before the licensee takes the course. See Rule 303-X-5-.01(3), (4). On-line course education is considered as in-state education for the purposes of this Rule. In either event, the Board reserves the right to examine any and all courses offered for continuing education credit, pursuant to Code of Alabama, § 34-36-8(c).

(6) If a licensee completes a course administered by a provider not previously approved by the Board, that licensee may petition the Board for approval of a continuing education course that the licensee has completed within the last ninety (90) days. A fee of \$25 must accompany the petition for approval.

Authority: Code of Alabama, §§ 34-36-8(b); 34-36-8(c).

History: Filed December 5, 2012; Effective January 9, 2012. Amended March 31, 2016;

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