

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control **628** Department or Agency **Alabama Onsite Wastewater Board**
Rule No. 628-X-4-.02
Rule Title: 628-X-4-.02– Amount of Fees

New ___ Amend XXX ___ 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? 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  Date: 5/4/12

ALABAMA ONSITE WASTEWATER BOARD

NOTICE OF INTENDED ACTION

AGENCY NAME:

Alabama Onsite Wastewater Board

RULE NO. & TITLE:

628-X-4-.02– Amount of Fees

INTENDED ACTION:

The Alabama Onsite Wastewater Board proposes to amend the above listed rule.

SUBSTANCE OF PROPOSED ACTION:

Amendment of rules in accordance with Code of Alabama, 1975, 34-21A-1, et seq., which establishes the Alabama Onsite Wastewater Board, “revising this rule will allow the Alabama Onsite Wastewater Board to charge a “bond suspension reinstatement fee”

TIME, PLACE, MANNER OF PRESENTING VIEWS:

Written or oral requests should be submitted to the agency contact persons listed below.

FINAL DATE FOR COMMENT

July 5, 2012

CONTACT PERSON AT AGENCY:

Mike Talley, Executive Director
Melissa A. Hines, Executive Secretary
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Montgomery, Alabama 36130
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Mike Talley
Executive Director

628-X-4-.02 Amount Of Fees

- (1) Application fee for any license - \$25.00
- (2) Exam fee for Advanced Level I Installer - \$150.00
Exam fee for Advanced Level II Installer - \$200.00
Exam fee for Basic Installer, Pumper, Manufacturer,
Portable Restroom \$100.00
- (3) Annual license fee for
 - (a):

Basic Level License	\$200.00
Pumper License	\$200.00
Portable Toilet License	\$200.00
Manufacturer License	\$200.00
 - (b) Advanced Level I Installer License \$300.00
 - (c) Advanced Level II Installer License \$500.00
- (4) A person licensed in more than one category must purchase first the most advanced license for which they have qualified. Additional license fee for other categories shall be \$100.00.
- (5) Failure to renew license from January 1 thru February 15 of each calendar year - \$100.00 for each license you hold and shall include the inactive license or the certificate of education.
- (6) Failure to renew license from February 16 thru December 31 of each calendar year - \$100.00 for each license you hold and a \$250.00 penalty fee and shall include the inactive license and/or certificate of education.
- (7) Replacement Licenses - \$50.00
- (8) Obtaining Inactive Licenses - \$50.00 each license
- (9) Reinstatement of Inactive License - regular license fee

- (10) Annual Renewal of Inactive License - \$50.00 each license
- (11) Reinstatement of revoked License - up to \$1,000.00 in addition to all Board requirements.
- (12) Reinstatement of Suspended License - up to \$500.00 in addition to all Board requirements.
- (13) Fee to maintain record of Certificate of Education - \$75.00 plus Certificate of annual continuing education training.
- (14) Non-Sufficient Fund Fee - up to the maximum allowed by law.
- (15) Deficiency Plan Fee - \$25.00 in addition to the Deficiency Plan.
- (16) Reinstatement of License for Bond Suspension Fee - \$104.00

Authors: Mitchelene Shaddix, Angie Burkhalter

Statutory Authority: Code of Ala. 1975, §§34-21A-1, et seq.

History: New Rule: Filed May 19, 2000; effective June 23, 2000.

Amended: Filed February 1, 2002; effective March 8, 2002.

Amended: Filed July 15, 2004;

Amended: Filed January 24, 2006

Amended: Filed February 20, 2009; effective: May 28, 2009

Amended: Filed September 14, 2009; effective: December 23, 2009

Amended: Filed June 20, 2011; effective: November 29, 2011