

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control No. \_\_\_\_\_ Department or Agency: Dept. of Labor  
Rule No. 490-x-7  
Rule Title: Conditions Not Covered  
           New        X            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           

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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            *Steph McCh*           

Date            9-19-12           

(DATE FILED)  
(STAMP)

Department of  
Labor

NOTICE OF INTENDED ACTION

AGENCY NAME: DEPARTMENT OF LABOR

RULE NO. & TITLE: 490-x-7 Conditions Not Covered

INTENDED ACTION: To amend the Conditions Not Covered section under Boiler and Pressure Vessels to reflect a new rule number.

SUBSTANCE OF PROPOSED ACTION: The adoption is necessary to correctly reference the rule after the merger of the Department of Industrial Relations and The Department of Labor.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested persons may submit data, views, or arguments in writing to Stephen McCormick, Department of Labor, 649 Monroe Street, Montgomery, Alabama 36131 by mail or in person between the hours of 8:00 am and 4:30 pm, Monday through Friday until and including November 05, 2012. Persons wishing to submit data, views or arguments orally should contact Stephen McCormick by telephone at (334) 242-8274 during this period to arrange an appointment.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: November 05, 2012

CONTACT PERSON AT AGENCY:

Stephen McCormick  
Department of Labor  
649 Monroe Street  
Montgomery, AL 36131  
Telephone: (334) 242-8274



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Stephen McCormick  
Director, Governmental Affairs

ALABAMA DEPARTMENT OF LABOR

ADMINISTRATIVE CODE

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~~490-X-7-.01~~ 480-7-7-.01 Conditions Not Covered. All cases not specifically covered by these requirements shall be treated as new installations or may be referred to the chief inspector for instructions concerning the requirements.

**Author:** Board of Boilers & Pressure Vessels, Dr. David Dyer,  
Chairman

**Statutory Authority:** Code of Ala. 1975, §§25-12-4,-6,-14.

**History: New Rule:** Filed February 20, 2004; effective March 23, 2004.