

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control No. 304 Department or Agency Alabama Electronic Security Board of  
Licensure

Rule No. 304-X-1-.04

Rule Title: Educational Requirements

         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?         

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 412223, 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         Lyone Maurton          
Date         September 11, 2014        

(DATE FILED)  
(STAMP)

**ALABAMA ELECTRONIC SECURITY BOARD OF LICENSURE**

**NOTICE OF INTENDED ACTION**

**AGENCY NAME:** Alabama Electronic Security Board of Licensure

**RULE NO. & TITLE:** 304-X-1-.04 Education Requirements

**INTENDED ACTION:** To Amend Rule

**SUBSTANCE OF PROPOSED ACTION:**

**Additions and changes resulting from Board's review of its entire Administrative Code, as periodically required by law, for currency and to add, change or remove items in the rule for clarification and enhancement purposes.**

**TIME, PLACE, MANNER OF PRESENTING VIEWS:**

**Written comments may be submitted to; Alabama Electronic Security Board of Licensure, 7956 Vaughn Road, PMB 392, Montgomery, AL 36116.**

**Public Hearing; Thursday, November 6, 2014, 9:30 a.m., Alabama Industrial Development Training Center, One Technology Court, Montgomery, AL**

**FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:**

**November 6, 2014**

**CONTACT PERSON AT AGENCY:**

**Lynne Taunton, Executive Secretary, Alabama Electronic Security Board of Licensure, 7956 Vaughn Road, PMB 392, Montgomery, AL 36116.  
Telephone # 334-264-9388.**

  
**Lynne Taunton, Executive Secretary**

**Educational Requirements.****(1) Qualifying Agents**

(a) For Qualifying Agents installing or servicing burglar alarm systems, effective January 1, 2000, the Certified Alarm Technician certification of the National Training School (NTS) of the Electronic Security Association (ESA), formally the National Burglar and Fire Alarm Association (NBFAA), an applicant must have completed an advanced Board approved certification class and must be passed in a proctored exam for the class in order to obtain a license. A license will not be issued to a burglar alarm company unless the company has a licensed Qualifying Agent. Effective January 1, 2001, Level 2 or ABAT/Advanced Intrusion Systems of the National Training School (NTS) of ESA ~~must be passed in a proctored exam in order to obtain a license.~~

(b) To ensure continued competency, effective January 1, 2005, all Qualifying Agents must demonstrate completion of educational requirements equivalent to those required for current status (12 hours of approved continuing education) or current status with their ~~NTS Certified Alarm Technician~~ certification, annually, in order to obtain or renew a license.

(c) ~~Effective January 1, 2011, all~~ All Qualifying Agents at alarm system companies which also install or service electronic access control (A) systems and/or surveillance (S) (CCTV) systems must demonstrate that they have taken the ~~NTS Electronic Access Control class or the ALOA 2-day Comprehensive Access Control~~ a Board approved certification class for such classification and passed the proctored exam in order to obtain or renew a license.

(d) ~~Effective January 1, 2012, all Qualifying Agents at companies which install or service CCTV systems must show that they have passed the NTS Video System Technology course and proctored exam or Board approved CCTV training in order to obtain or renew a license.~~

**(2) Monitoring Station Operators**

(a) ~~After January 1, 2000, a~~ A monitoring station operator is required to prove attendance at a ~~1 day NTS approved course for Monitoring Station persons or an Board approved program class with input given by law enforcement agency or NTS Level I~~ in order to obtain or renew a new license.

**(3) Installers**

(a) A registrant who performs the duties of an alarm system installer

must have ~~passed the NTS Certified Alarm Technician~~ completed a Board approved certification class (Level 1) and passed the proctored test or Board approved exam in order to obtain or renew a license ~~on January 1, 2000, and thereafter.~~

(b) ~~Effective January 1, 2011, all~~ All alarm system installers who also perform the duties of an electronic control system (A) installer and/or surveillance (S) (CCTV) installer must demonstrate that they have ~~passed~~ completed a Board approved certification class for Level 1 or a Board approved certification class for the respective classification(s) in which he/she is working or plans to work the NTS Certified Alarm Technician (Level 1) proctored test, or the NTS Electronic Access Control class or the ALOA 2-day Comprehensive Access Control class and passed the proctored exam for the class(es) in order to obtain or renew a license.

~~(e) Effective January 1, 2012, all CCTV installers must show that they have passed the NTS Certified Alarm Technician (Level 1) proctored test, or the NTS Video System Technology course and proctored exam or Board approved training in order to obtain or renew a license.~~

~~(d) (c)~~ To ensure continued competency, all renewing registrants who perform the duties of an installer ~~on or after January 1, 2005,~~ must demonstrate completion of educational requirements equivalent to those required for current status (12 hours of approved continuing education units) or current status with ~~NTS Certified Alarm Technician (Level 1) certification,~~ annually, in order to obtain or renew a license.

#### **(4) Locksmiths**

(a) A registrant who performs the duties of a locksmith must have passed the mandatory section of the Proficiency Registration Program (PRP) of the Associated Locksmiths of America (ALOA) or a Board approved exam in order to obtain ~~or renew a license on January 1, 2012,~~ and thereafter.

(b) To ensure continued competency, all renewing registrants who perform the duties of a locksmith ~~on or after January 1, 2010,~~ must demonstrate the completion of eight (8) hours of Board approved continuing education units, annually.

(c) ~~Effective January 1, 2011, all~~ All renewing locksmith registrants who perform the duties of installing or servicing electronic access control (A) systems must demonstrate that they have taken ~~the NTS a Board approved Electronic Access Control class or the ALOA 2-day Comprehensive Access Control class~~ and passed the proctored exam for the class.

**(5) Salesperson**

(a) A registrant who is primarily in burglar alarm, electronic access control or CCTV systems sales must pass ~~the NTS Level 1 test, the NTS or a Board approved sales equivalent class, or the "NTS Understanding Alarms"~~, in order to obtain or renew a license.

(b) To ensure continued competency, all renewing registrants who perform the duties of a salesperson ~~on or after January 1, 2012,~~ must demonstrate the completion of four (4) hours of Board approved continuing education units, annually.

**(6) General Comments**

~~(a) Beginning on January 1, 2000, an applicant for licensure, after obtaining employment, has ten (10) days to complete an application; submit forms, fingerprint cards and fees for an Alabama Bureau of Investigation (ABI) and Federal Bureau of Investigation (FBI) Criminal History and show proof of their existing educational qualifications in order to obtain a license.~~

~~(b) (a) A monitoring company that is using or is referred to by a burglar alarm company must be licensed in order for the burglar alarm company to gain a permit license on or after January 1, 1999. The burglar alarm company should obtain a copy of that license.~~

~~(e) (b) The Alabama Electronic Security Board of Licensure may offer qualifying tests to any individual at a central location in the state on an annual basis. Individuals may also take the NTS Board approved tests referred to above through any authorized agency that is allowed to give the exams.~~

~~(d) (c) Beginning January 1, 2011, an owner, manager or administrator Any person in administrative management who has direct contact with customers and offers to undertake, represents himself or herself as being able to undertake, or does undertake the sales, installation, service, or monitoring of burglar alarm systems, electronic access control systems, closed circuit television systems, or locks must meet the educational requirements in 304-X-1-.04 for the activities performed and be licensed, accordingly.~~

~~(e) (d) Companies ~~should~~ may provide Helpers access to at least eight (8) hours ~~on~~ of industry related training, annually, to encourage their growth in the profession.~~

~~(f) (e) Alarm and Locksmith companies that have been licensed with the Alabama Electronic Security Board of Licensure (the Board) for the previous five (5)~~

calendar years that have had no complaints filed with the Board against them or their employees that have resulted in disciplinary action being taken by the Board during the previous five (5) years, and have not had documented violations of the Board's law or Administrative Code may file a written request for a waiver from the additional educational requirements of this Section 304-X-1-.04(1)(d) for their Qualifying Agents by providing the Board written certification that they have had no written complaints filed against the company or employees and have had no documented violations of noncompliance during the past five (5) years.

~~(g)~~ (f) Locksmith companies that only work on residential mechanical locks and have been licensed with the Alabama Electronic Security Board of Licensure (the Board) for the previous three (3) calendar years and have had no complaints filed with the Board against them or their employees that have resulted in disciplinary action being taken by the Board during the previous three (3) years, and have not had documented violations of the Board's law or Administrative Code may file a written request for a waiver from the continuing educational requirements of this Section 304-X-1-.04(4)(b) for their locksmiths by providing the Board written certification that they have had no written complaints filed against the company or employees and have had no documented violations of noncompliance during the past three (3) years.

~~(h)~~ (g) The receipt of a written complaint by the Board against the company or an employee may result in the loss of its waiver for educational requirements.

~~(i)~~ (h) Failure to comply with Code of Alabama 1975, Section 34-1A, and this Administrative Code 304-X-1 may result in the loss of a company's waiver of these educational requirements.

**Author:** Fred Crawford

**Statutory Authority:** Code of Ala. 1975, § 34-1A

**History:**

<b>New Rule:</b>	Filed October 23, 1998; effective November 27, 1998.
<b>Amended:</b>	Filed April 26, 2000; effective May 31, 2000.
<b>Amended:</b>	Filed September 18, 2002; effective October 23, 2002.
<b>Amended:</b>	Filed May 25, 2004; effective June 29, 2004.
<b>Amended:</b>	Filed November 16, 2004; effective December 21, 2004.
<b>Amended:</b>	Filed November 13, 2007; effective December 18, 2007.
<b>Amended:</b>	Filed November 21, 2008; effective December 26, 2008.
<b>Amended:</b>	Filed February 18, 2010; effective March 25, 2010.
<b>Amended:</b>	Filed August 20, 2010; effective September 24, 2010.
<b>Amended:</b>	Filed August 15, 2011; effective September 19, 2011.
<b>Amended:</b>	Filed November 19, 2013; effective December 24, 2013.
<b>Amended:</b>	Filed May 27, 2014; effective July 1, 2014.