

**CERTIFICATION OF EMERGENCY RULES
FILED WITH LEGISLATIVE SERVICES AGENCY
OTHNI LATHRAM, DIRECTOR**

Pursuant to Code of Alabama 1975, §§41-22-5(b) and 41-22-6(c)(2)a. and b.

I certify that the attached emergency (amendment, new rule, new chapter, repeal or adoption by reference) is a correct copy as promulgated and adopted on the 19th day of November, 2020.

AGENCY NAME: Home Builders Licensure Board

RULE NO. AND TITLE: 465-X-2-.06ER Roster of Licensees.

EFFECTIVE DATE OF RULE: December 16, 2020

EXPIRATION DATE (If less than 120 days): _____

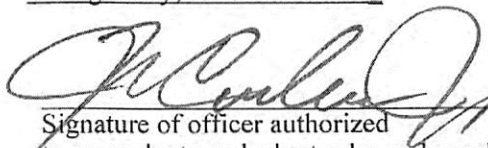
NATURE OF EMERGENCY: The Board has statutory authority to authorize, approve and financially support continuing education requirements for residential construction. Code of Alabama 1975, §34-14A-7(a)(6)d. Beginning with the 2022 license year, all active licensees will be required to complete six hours of continuing education. Licensees can begin completing continuing education hours on January 1, 2021. Current statutory and regulatory authority requires the publishing of a complete roster of licensees but prohibits providing mailing lists of licensees while the roster is available. Code of Alabama 1975, §34-14A-9 and Ala Admin r. 465-X-2-.06. The roster is an active online database for public searches of individual licensees. To allow consumer accessibility to information and prevent unwanted commercial solicitation of licensees, the complete roster is not assessible in the form of a complete list. The emergency rule is essential to allow for providing the mailing list only to approved continuing education providers who have agreed to limiting use of the mailing list for the sole purpose of informing licensees of courses in which they are providing.

STATUTORY AUTHORITY: Code of Alabama 1975, §§ 34-14A-1, 34-14A-7, 34-14A-11

SUBJECT OF RULE TO BE ADOPTED ON PERMANENT BASIS YES NO

NAME, ADDRESS, AND TELEPHONE NUMBER OF PERSON TO CONTACT FOR COPY OF RULE:

J. R. Carden, Jr.
Executive Director
Home Builders Licensure Board
445 Herron Street
Montgomery, Alabama 36104


Signature of officer authorized
to promulgate and adopt rules and regulations or his
or her deputy

REC'D & FILED
DEC 16 2020
LEGISLATIVE SVC AGENCY

FILING DATE
(For APA Use Only)

(STAMP)

465-X-2-.06ER Roster of Licensees. The Board shall publish, electronically or otherwise, by March 31 of each year a complete roster of all licenses issued and renewed for that calendar year. The board ~~shall not provide mailing lists of licensees upon request while the roster is available~~ may provide mailing lists of licensees to only approved continuing education providers, who have signed an agreement restricting the use thereof to solely dissemination of approved continuing education course information.

Authors: David R. Boyd, Dorman Walker, Lois Woodward, Jamie A. Durham, J. Seth Gowan.

Statutory Authority: Code of Ala. 1975, § 34-14A-9, 34-14A-11.

History: Original Rule and Emergency Rule filed March 22, 1993; Emergency Rule effective March 22, 1993; Permanent Rule effective June 16, 1993. **Amended:** Filed August 27, 2018; effective October 12, 2018. Emergency Amendment; Filed December ##, 2020. Emergency Amendment Effective: January 1, 2021. Amended Rule: Filed December ##, 2020, effective: _____