

APA-2
07/04

Alabama State Board of Heating, Air Conditioning & Refrigeration Contractors

NOTICE OF INTENDED ACTION

AGENCY NAME: Board of Heating, Air Conditioning & Refrigeration Contractors

RULE NO. & TITLE: 440-X-3-.10 Fees and Charges

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION:

The Board proposes a rule to increase licensing fees

TIME, PLACE, MANNER OF PRESENTING VIEW:

Comments may be submitted in writing or orally at a public hearing to be held at 9:00am, September 6, 2018, in the Board's office located at 121 Coosa Street, Suite 250, Montgomery, Alabama 36104.


FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

September 7, 2018

CONTACT PERSON AT AGENCY:

Jeffrey M. Becraft

(334) 241-0840


Jeffrey M. Becraft, Executive Director

440-X-3-.10. Fees and Charges.

(1) The following fees and charges have been established by the Board effective January 1, 2019.

(a) Written examination fee to defray costs of testing	\$150.00
(b) Practical examination fee to defray costs of testing	\$350.00
<u>(c) Initial Fee for Certification of a Heating & Air Conditioning License</u>	<u>\$190.00</u>
<u>(d) Annual Renewal Fee for Active Heating & Air Conditioning Certification</u>	<u>\$190.00</u>
<u>(e) Initial Fee for Certification of a Refrigeration License</u>	<u>\$190.00</u>
<u>(f) Annual Renewal Fee for Active Refrigeration Certification</u>	<u>\$190.00</u>
(i) Late fee for active certification renewal received after December 31 and prior to March 1)	\$100.00
(ii) Penalty fee for renewal received on or after March 1 and prior to March 31 (in addition to late fee)	\$250.00
(iii) Delinquent penalty for renewal received on or after April 1 (in addition to late and penalty fee)	\$500.00
<u>(g) Annual renewal fee for Inactive Heating and Air Conditioning Contractors</u>	<u>\$ 95.00</u>
<u>(h) Annual Renewal Fee for Inactive Refrigeration Contractors</u>	<u>\$ 95.00</u>

(Inactive contractors are not eligible to purchase local licenses or permits until the inactive contractor returns to an active certified contractor status and meets all requirements for licensing as an active certified contractor, including payment of the proper fee(s))

(i) Late fee for the renewal of inactive status received after December 31 and prior to March 1	\$ 50.00
(ii) Penalty fee for renewal received on or after March 1 and prior to March 31 (in addition to late fee)	\$250.00
(iii) Delinquent penalty for renewal received on or after April 1 (in addition to late and penalty fees)	\$500.00
(j) Administrative fee for continuing education deficiency plan	\$ 25.00
(k) Dishonored check fee	\$ 30.00

(l) Continuing Provider Application Fee	\$ 75.00
(m) Continuing Education Course Fee	\$ 25.00
(n) Continuing Education Instructor Fee	\$ 25.00
(o) Non-Traditional Continuing Education Application	\$ 25.00
(p) Apprentice Registration for Heating & Air Conditioning or Refrigeration	\$ 25.00
(q) Apprentice Registration Late Fee (If received by the Board later than December 31)	\$ 50.00
(r) Duct Air Tightness Testing Contractor Registration Fee	\$50.00
(s) Duct Air Tightness Testing Contractor Registration Late Fee	\$50.00
(t) Re-issuance of lost or stolen certification cards or registrations	\$25.00

Author: Jeffrey Becraft, Kathy S. LeCroix

Statutory Authority: *Code of Alabama 1975*, Section 34-31-24(4)(1) and 34-31-25(1)

History: Filed April 9, 2003; effective May 14, 2003.

Amended: Filed August 14, 2009; effective September 18, 2009.

Amended: Filed October 13, 2015; effective November 17, 2015.

Amended: Filed June 14, 2018

APA-6
07/04

ECONOMIC IMPACT STATEMENT
FOR APA RULE
(Section 41-22-23(f))

Control No. _____ Department or Agency: Board of Heating, Air Conditioning & Refrigeration Contractors

Rule No. 440-X-3-.10

Rule Title: Fees and Charges

____ New Amend _____ Repeal _____ Adopt by Reference

____ This rule has no economic impact

This rule has an economic impact, as explained below:

1. NEED/EXPECTED BENEFIT OF RULE:
This rule allows the Board increase licensing fees to defray cost to run daily operations
2. COST/BENEFITS OF RULE AND WHY RULE IS THE MOST EFFECTIVE, EFFICIENT, AND FEASIBLE MEANS FOR ALLOCATING RESOURCES AND ACHIEVING THE STATE PURPOSE:
This requires applicants to provide the board a fee to obtain a certification.
3. EFFECT OF THIS RULE ON COMPETITION:
None
4. EFFECT OF THIS RULE ON COST OF LIVING AND DOING BUSINESS IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO IMPLEMENTED:
None
5. EFFECT OF THIS RULE ON EMPLOYMENT IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO BE IMPLEMENTED:
None
6. SOURCE OF REVENUE TO USED FOR IMPLEMENTING AND ENFORCING THIS RULE:
None
7. THE SHORT-TERM/LONG-TERM ECONOMIC IMPACT OF THIS RULE ON AFFECTED PERSONS, INCLUDING ANALYSIS OF PERSONS WHO WILL BEAR THE COSTS AND THOSE WHO WILL BENEFIT FROM THE RULE:
Cost only applies to applicants and is not oppressive
8. UNCERTANTIES ASSOCIATED WITH THE ESTIMATED BENEFITS AND BURDENS OF THE RULE, INCLUDING QUALITATIVE/QUANTITATIVE BENEFITS AND BURDEN COMPARISON:
None

9. THE EFFECT OF THIS RULE ON THE ENVIRONMENT AND PUBLIC HEALTH:

None

10. DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE RULE IS NOT IMPLEMENTED:

None