

APA-1  
11/96

**TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION**

Control \_\_\_\_\_ Department or Agency: Alabama Security Regulatory Board  
Rule No.: 832-X-1-.14  
Rule Title: Discipline Of A License  
\_\_\_\_\_ 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? 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  
Services Agency.

Signature of certifying officer 

Date: March 6, 2018

(DATE FILED)  
(STAMP)

APA-2  
11/96

Alabama Security Regulatory Board

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Security Regulatory Board

RULE NO. & TITLE: 832-X-1-.14 Discipline Of A License

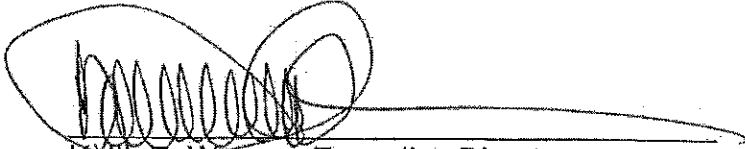
INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION: The Board proposes add mentally or physically impairment on the job while under the influence of alcohol, drugs, or any other substance that causes mental or physical impairment as being able to discipline a license for said activity.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Written comments will be received by the Board until 4:00 p.m. on Friday, May 5, 2018. Comments should be directed to Keith E. Warren, Executive Director at 2777 Zelda Road, Montgomery, AL 36106 or via electronic mail at [keith@alstateboard.com](mailto:keith@alstateboard.com) or via telephone at 334-420-7234.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:  
Friday, May 4, 2018.

CONTACT PERSON AT AGENCY: Keith E. Warren  
Executive Director  
2777 Zelda Road  
Montgomery, AL 36106  
(334) 420-7234



Keith E. Warren, Executive Director  
Alabama Security Regulatory Board

832-X-1-.14 Discipline Of A License.

(1) When charges are made against a licensee through a written complaint which would justify suspension or revocation, if proven, notice of the specific nature of the charges and the time and place of a hearing will be served upon the accused by registered mail and addressed to the last known address on record, not less than twenty-one (21) days before the date fixed for such hearing.

(2) The Board may suspend, revoke, or refuse to issue or renew a license after notice and opportunity for the applicant/ licensee to be heard, upon proof of any of the following actions:

(a) Failure to meet any requirement established by law or by rule adopted by the Board.

(b) Engaging in fraud, misrepresentation, deception, or concealment of a material fact in applying for, receiving, or maintaining a license or certification with the Board.

(c) Having a disqualifying conviction as defined by the Board.

(d) Failure to pay all fees required by the Board.

(e) Making any payment to the Board that is dishonored.

(f) Having a comparable license or certification denied, revoked, or suspended in any other jurisdiction.

(g) Having a formal disciplinary action pending in any jurisdiction before any regulatory authority that is comparable in purpose to the Board.

(h) Failure to comply with any refresher training requirements.

(i) Failure to pay any fine assessed by the Board within 15 calendar days of final notice of the assessment.

(j) When there is probable cause to believe that a licensed Contract Security Company or a person with a current license or certification from the Board has violated the Act or any rule adopted by the Board.

(k) Any other reason as determined by the Board that a Contract Security Company or person is unsuitable for licensure or certification by the Board.

(l) Having been found mentally or physically impaired on the job while under the influence of alcohol, drugs, or any other substance that causes mental or physical impairment.

**Author:** Alabama Security Regulatory Board

**Statutory Authority:** Code of Ala. 1975, §34-27C-3(a)(1).

**History: New Rule:** Filed February 24, 2014; effective March 31, 2014.

**Ed. Note:** Original Rule .13 was renumbered to .14 per certification filed January 27, 2017; effective March 13, 2017.

**832-X-1-.15 Appeals.** Any person or entity aggrieved by any final action of the board may appeal within 30 days to the Circuit Court of Montgomery County.

**Author:** Alabama Security Regulatory Board

**Statutory Authority:** Code of Ala. 1975, §34-27C-3(a)(1).

**History: New Rule:** Filed February 24, 2014; effective March 31, 2014.

**Ed. Note:** Original Rule .14 was renumbered to .15 per certification filed January 27, 2017; effective March 13, 2017.