

APA-1  
07/04

TRANSMITTAL SHEET FOR  
NOTICE OF INTENDED ACTION

Control No. 360 Department or Agency Alabama Fire College and Personnel Standards Commission

Rule No. 360-X-9-.04

Rule Title: Certified Hazardous Materials Incident Commander

           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

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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           David M. Smith          

Date           5-5-17          

( DATE FILED )  
( STAMP )

**ALABAMA FIRE COLLEGE  
AND PERSONNEL STANDARDS COMMISSION**

**NOTICE OF INTENDED ACTION**

AGENCY NAME: Alabama Fire College and Personnel Standards Commission

RULE NO. & TITLE: 360-X-9-.04 Certified Hazardous Materials Incident Commander

INTENDED ACTION: To reflect a change in the name of the current National Fire Protection Association Standard and to remove "current edition".

SUBSTANCE OF PROPOSED ACTION:

Change the name of the National Fire Protection Association Standard from National Fire Protection Association (NFPA) 472, *Standard for Professional Competence of Responders to Hazardous Materials Incidents* to National Fire Protection Association (NFPA) 472, *Standard for Professional Competence of Responders to Hazardous Materials Incidents/Weapons of Mass Destruction Incidents*.

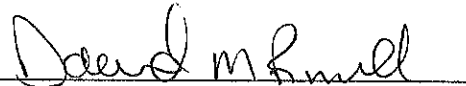
TIME, PLACE, MANNER OF PRESENTING VIEWS: Interested persons may present their views orally or in writing to the Director of the Alabama Fire College and Personnel Standards Commission, 2501 Phoenix Drive, Tuscaloosa, Alabama 35405, at any time from May 31, 2017 through July 18, 2017.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Comments will be accepted until the close of the public hearing on the matter on July 19, 2017 at 9:00 a.m.

CONTACT PERSON AT AGENCY:

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**David M. Russell  
Executive Director  
Alabama Fire College  
and Personnel Standards Commission**

ALABAMA FIRE COLLEGE AND  
PERSONNEL STANDARDS COMMISSION  
ADMINISTRATIVE CODE

CHAPTER 360-X-9

REQUIREMENTS FOR CERTIFIED HAZARDOUS MATERIALS  
FIRST RESPONDER

TABLE OF CONTENTS

360-X-9-.01	Certified Hazardous Materials First Responder At The Awareness Level
360-X-9-.02	Certified Hazardous Materials First Responder At The Operational Level
360-X-9-.03	Certified Hazardous Materials Technician
360-X-9-.04	Certified Hazardous Materials Incident Commander
360-X-9-.03	<u>Certified Hazardous Materials Technician</u>

(1) Requirements

(a) The candidate must have documented proof of Hazardous Materials First Responder training at the Awareness and Operational Levels, as specified by the ~~current edition of the~~ National Fire Protection Association (NFPA) 472, *Standard for Professional Competence of Responders to Hazardous Materials Incidents/Weapons of Mass Destruction Incidents*, or Certified Fire Fighter I or Certified Volunteer Fire Fighter.

(b) Examination. There will be an examination for state certification for each level of progression provided by the Alabama Fire College and Personnel Standards Commission.

1. An overall score of 70% is required for the successful completion of this examination.

2. Re-test may be taken after 30 days and within 12 months of course completion.

3. All certification testing, to include re-testing, must be completed within 12 months of the course completion date.

(2) Administration

(a) Scope. This standard identifies the levels of competence required of responders to hazardous material incidents to perform the duties of a Hazardous Materials Technician.

(b) Purpose. The purpose of this standard is to specify minimum requirements of competence for the Hazardous Materials Technician. It is not the intent of this standard to restrict any jurisdiction from exceeding these minimum requirements.

1. One of the purposes of the qualification requirements contained herein is to reduce the number of accidents, injuries, and illnesses during response to hazardous materials incidents and to help prevent exposure to hazardous materials to reduce the probability of fatalities, illnesses, and disabilities affecting emergency response personnel.

(c) General

1. The candidate shall meet all of the objectives for Hazardous Materials Technician before applying for certification at the Technician level.

2. Each performance objective for the Hazardous Materials Technician shall be performed swiftly, safely, and with competence. Each objective shall be met in its entirety.

3. It is not required for the objectives to be mastered in the order they appear.

(3) Objectives

(a) The objectives of this standard are based on the ability of the Hazardous Materials Technician to demonstrate knowledge and skills as outlined in the Alabama Fire College and Personnel Standards Commission Teaching Outline for Hazardous Materials Technician Level, current edition.

**Author:** W. L. Langston

**Statutory Authority:** Code of Ala. 1975, §§36-32-1 - 36-32-12.

**History: New Rule:** Filed December 13, 2002; effective

January 17, 2003. **Amended:** Filed July 26, 2005; effective August 30, 2005

(1) Requirements

(a) The candidate must have documented proof of Hazardous Materials First Responder training at the Awareness and Operational Levels, as specified by ~~the current edition of the~~ National Fire Protection Association (NFPA) 472, *Standard for Professional Competence of Responders to Hazardous Materials Incidents/Weapons of Mass Destruction Incidents*, or Certified Fire Fighter I or Certified Volunteer Fire Fighter.

(b) Examination. There will be an examination for state certification provided by the Alabama Fire College and Personnel Standards Commission.

1. An overall score of 70% is required for the successful completion of this examination.

2. Re-test may be taken after 30 days and within 12 months of course completion.

3. All certification testing, to include re-testing, must be completed within 12 months of the course completion date.

(2) Administration

(a) Scope. This standard identifies the levels of competence required to perform the duties of the Hazardous Materials Incident Commander.

(b) Purpose. The purpose of this standard is to specify minimum requirements of competence for a Hazardous Materials Incident Commander. It is not the intent of this standard to restrict any jurisdiction from exceeding these minimum requirements.

1. One of the purposes of the qualification requirements contained herein is to reduce the number of accidents, injuries, and illnesses during response to hazardous materials incidents and to help prevent exposure to hazardous materials to reduce the probability of fatalities, illnesses, and disabilities affecting emergency response personnel.

(c) General

1. The Hazardous Materials Incident Commander shall meet all of the objectives for the Hazardous Materials Incident Commander level before applying for certification at the Incident Commander level.

2. Each performance objective for the Hazardous Materials Incident Commander shall be performed swiftly, safely, and with competence. Each objective shall be met in its entirety.

3. It is not required for the objectives to be mastered in the order they appear.

(3) Objectives

(a) The objectives of this standard are based on the ability of the Hazardous Materials Incident Commander to demonstrate knowledge and skills as outlined in the Alabama Fire College and Personnel Standards Commission Teaching Outline for Hazardous Materials Incident Commander, current edition.

**Author:** W. L. Langston

**Statutory Authority:** Code of Ala. 1975, §§36-32-1 thru 36-32-12.

**History: New Rule:** Filed December 13, 2002; effective January 17, 2003. **Amended:** Filed July 26, 2005; effective August 30, 2005.