

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control 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

Does the proposed action relate to or affect in any manner any litigation which the agency is a party to concerning the subject matter of the proposed rule? No

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 David McNeill

Date 9-21-18

(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: This modification of the Administrative Code is intended to reflect the addition of a standard level defined by the National Fire Protection Association.

SUBSTANCE OF PROPOSED ACTION: The Alabama Fire College is accredited to conduct training and certification testing for firefighters. This training and testing is conducted in correlation with the NFPA consensus standards. The new NFPA 1072 standard does not include the terminology "First Responder". The change includes removal of "First Responder" from all references to the job title/s related to Hazardous Materials First Responder Awareness and Operations level as well as the title of the old NFPA 472 standard.

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 October 31, 2018 through January 15, 2019.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:
Comments will be accepted until the close of the public hearing on the matter on January 16, 2019 at 9:00 a.m.

CONTACT PERSON AT AGENCY:

David M. Russell
205-391-3751
mrussell@alabamafirecollege.org



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

Certified Hazardous Materials Incident Commander.

(1) Requirements

(a) ~~The candidate must have documented proof of shall be certified to Hazardous Materials First Responder training at the Awareness - Operational Levels, as specified by 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.

Amended: Filed July 21, 2017; effective September 4, 2017.