

720-X-4-.02 Applicant for Journeyman or Master Certification from Another State.

(1) The board may allow an individual who holds a license, certification, or classification in another state as a Journeyman Plumber; Journeyman Gas Fitter; Master Plumber; or Master Gas Fitter to become certified at the corresponding level in Alabama under the following conditions:

(a) Applicant must provide proof of U.S. citizenship or, if applicant is an alien, proof of lawful presence.

(b) Applicant must provide verification from the other state's examining/certifying agency that the applicant is currently licensed, certified, or classified at the level corresponding to the level of certification requested in Alabama.

(c) Applicant must provide verification from the other state's examining/certifying agency that the applicant is in good standing and has no pending disciplinary actions in said state.

(d) Applicant must receive a minimum score of seventy (70) on the board's test for the corresponding level of certification in Alabama.

(2) All information must be provided on forms approved by the board. Once all required documentation has been submitted, the board or its designee will review and verify the accuracy thereof. No application will be considered complete and forwarded for review until all information and official documentation has been received at the board's office. Applications expire ninety (90) days after initial submission.

Authors: Kelly Butler, James M. Morgan

Statutory Authority: Code of Ala. 1975, as amended, §34-37-2(a).

History: New Rule: Filed 4-19-2019; effective _____.

Certified:

720-X-4-.03 Military Family Jobs Opportunity Act Applicants.

(1) Pursuant to the statutory requirements found in Act 2018-540, as codified at Ala. Code § 31-1-6, any applicant for certification as a journeyman plumber, journeyman gas fitter, master plumber, or master gas fitter who is considered an "eligible individual" under Ala. Code § 31-1-6(c) shall be issued a certificate under the following conditions:

(a) he or she must possess a valid license or certificate issued by another state, district, or territory of the United States, or from any branch of the United States Armed Forces, including the National Guard; and

(b) the licensing or certification requirements of the issuing body must be greater than or substantially similar to the certification requirements of this board, as determined by the executive director's review; and

(c) the applicant must submit a completed application which documents compliance with the board's certification requirements.

Upon satisfaction of these conditions, the application will be submitted to the executive director for review. Approval will result in the issuance of the appropriate certificate to the eligible individual allowing him or her to continue working at the same certification level for one (1) year. All approvals will be reported to the board at its next regularly scheduled meeting.

(2) In the event the applicant's certifying jurisdiction did not promulgate certification requirements greater than or substantially similar to the certification requirements of this board, as determined by the executive director's review, the applicant will be notified of the specific requirements which must be met prior to receiving certification from the State of Alabama. In accordance with Ala. Code § 31-1-6(b)(2), the eligible individual concurrently will be granted a temporary permit to continue working in the same field and at the same certification level for one hundred eighty (180) days while he or she completes the specific requirements necessary to obtain a certificate from this board. Subject to the approval of the executive director, such temporary certification period may be extended as necessary to promote the intent of the Military Family Jobs Opportunity Act. All temporary certifications will be reported to the board at its next regularly scheduled meeting.

(3) Any applicant for certification as a journeyman plumber, journeyman gas fitter, master plumber, or master gas fitter who is considered an "eligible individual" under Ala. Code § 31-1-6(c) and who properly submits a request for waiver of the initial license fee shall receive the same within thirty (30) days of the board's receipt of the required documentation for waiver.

(4) A completed application submitted pursuant to this section will be administratively expedited.

Authors: Kelly Butler, James M. Morgan

Statutory Authority: Code of Ala. 1975, as amended, §34-37-2 and §31-1-6.

History: New Rule: Filed 4-19-2019; effective _____.

Certified:

720-X-4-.04 Emergency Certifications.

(1) When a state of emergency is declared by the Governor of the state of Alabama pursuant to Ala. Code § 31-9-8, the Executive Director is authorized to waive requirements for the issuance of a certificate for journeyman plumber, journeyman gas fitter, master plumber, or master gas fitter for an out-of-state applicant, provided the applicant can produce a current equivalent license or certificate from another state, district, or territory of the United States, or from any branch of the United States Armed Forces, including the National Guard. At the request of the Executive Director, any applicant for emergency certification shall produce verifiable evidence of the applicant's good standing in the state of origin as a condition precedent to consideration of an application.

(2) The Executive Director is also authorized to waive one-half (1/2) of the applicable fee set forth in r. 720-X-4-.01.

(3) Where the state of emergency does not affect the entire state, any certification issued pursuant to this regulation shall be valid only in the counties designated in the Governor's proclamation.

(4) Certification granted pursuant to this regulation may be issued for the duration of the state of emergency, beginning at the declaration of the state of emergency and ending when the state of emergency is declared by the Governor to have ceased, or, in the alternative, when the state of emergency expires under its own terms.

(5) Notwithstanding the provisions of subsection (3), no certification granted pursuant to this regulation shall be valid for longer than sixty (60) days.

(6) Certifications granted hereunder are non-renewable and non-transferable.

(7) Certifications granted hereunder shall be governed by the same statutory and regulatory requirements which govern any other certification issued by this board.

(8) At all times during the state of emergency, each emergency certificate holder shall keep available for inspection his board-issued proof of certification granted hereunder.

Authors: Kelly Butler, James M. Morgan

Statutory Authority: Code of Ala. 1975, as amended, §34-37-2.

History: New Rule: Filed 4-19-2019; effective _____.

Certified:

720-X-12-.02 Registration as Principal Master Plumber.

(1) As defined in Ala. Code § 34-37-1(13), a "principal master plumber" is responsible for the business conducted by the legal entity with which he or she is "actively and continuously connected." In order to affirmatively establish these required parameters and to be registered as the principal for a legal entity, an individual must:

(a) be duly registered and certified by the State of Alabama as a master plumber;

(b) be an active employee of the legal entity and not an independent contractor; and

(c) provide verifiable documentation to substantiate the above as requested by the board or board staff.

(2) No individual shall be registered as the principal master plumber for more than one legal entity regulated by the board.

Authors: Kelly Butler, James M. Morgan

Statutory Authority: Code of Ala. 1975, as amended, §34-37-2.

History: New Rule: Filed 4-19-2019; effective _____.

Certified:

720-X-13-.02 Registration as Principal Master Gas Fitter.

(1) As defined in Ala. Code § 34-37-1(13), a "principal master gas fitter" is responsible for the business conducted by the legal entity with which he or she is "actively and continuously connected." In order to affirmatively establish these required parameters and to be registered as the principal for a legal entity, an individual must:

(a) be duly registered and certified by the State of Alabama as a master gas fitter;

(b) be an active employee of the legal entity and not an independent contractor; and

(c) provide verifiable documentation to substantiate the above as requested by the board or board staff.

(2) No individual shall be registered as the principal master gas fitter for more than one legal entity regulated by the board.

Authors: Kelly Butler, James M. Morgan

Statutory Authority: Code of Ala. 1975, as amended, §34-37-2.

History: New Rule: Filed 4-19-2019; effective _____.

Certified: