TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

		ency: <u>Department o</u>	f Labor
Rule No. 480-3-7-			
Rule Title: Examin		<u>t </u>	7 d 1
New	X Amend	Repeal	Adopt by Reference
		rule significantly , welfare, or safe	
Is there a reason state's police popublic health, safe	wer and the prote		NO
Is there another, regulation availation the public?			NO
Does the proposed or indirectly inc services involved	reasing the costs	of any goods or	NO
Is the increase i public than the h absence of the pr	arm that might re	ore harmful to the sult from the	NO NO
Are all facets of solely for the pu their primary eff	rpose of, and so	they have, as	YES
*****	******	******	********
Does the proposed	rule have an eco	nomic impact?	NO
to be accompanied	ule has an econom by a fiscal note -22-23, <u>Code of A</u>	prepared in accor	oposed rule is required rdance with subsection
**************************************			*******
compliance with t 1975, and that it	he requirements o conforms to all	applicable filing	proposed in full Le 41, Code of Alabama requirements of the Reference Service.
Signature of cert	ifying officer	Steple C.	M. ak
Date September	17, 2015		

Department of Labor

NOTICE OF INTENDED ACTION

AGENCY NAME: DEPARTMENT OF LABOR

RULE NO. & TITLE: 480-3-7-.01 EXAMINTION REQUIREMENTS

INTENDED ACTION: amended rule

SUBSTANCE OF PROPOSED ACTION: The adoption is necessary to meet the changes set forth by the Board of Mine Examiners. This change removes the requirement to retake the fireboss test once the applicant has already successfully passed this test.

TIME, PLACE, MANNER OF PRESENTING VIEWS: All interested persons may submit data, views, or arguments in writing to Stephen McCormick, Department of Labor, 649 Monroe Street, Montgomery, Alabama 36131 by mail or in person between the hours of 8:00 am and 4:30 pm, Monday through Friday until and including November 09, 2015. Persons wishing to submit data, views or arguments orally should contact Stephen McCormick by telephone at (334) 242-8274 during this period to arrange an appointment.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: November 09, 2015.

CONTACT PERSON AT AGENCY:

Stephen McCormick Department of Labor 649 Monroe Street Montgomery, AL 36131 Telephone: (334) 242-8274

Stephen McCormick

Director, Governmental Affairs

ALABAMA DEPARTMENT OF LABOR ADMINISTRATIVE CODE

CHAPTER 480-3-7 BOARD OF EXAMINERS

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480-3-703	Board Of Examiners

480-3-7-.01 EXAMINTION REQUIREMENTS.

- (1) If you wish to stand the examination for mine foreman certificate or Fire Boss Certificate before the Board of Examiners, you must have your affidavit and fee in this office (11 west Oxmoor Road Suite 201 Birmingham, Alabama 35209) thirty (30) days prior to the examination date. Affidavits will not be accepted after [the above deadline]. Affidavits may be obtained from your class instructor or from this office on request.
- (2) An applicant with a State of Alabama fireboss certificate of competency with sufficient underground mining experience to qualify for a mine foreman certificate shall apply to the Board of Examiners at least 30 days before the scheduled test date. Applicant shall be required to appear before the Board of Examiners with a completed affidavit. The interview shall consist of oral questions regarding the duties and responsibilities of a mine foreman. The Applicant will not be required to retake mine foreman/fireboss test with a majority vote from the Board of Examiners. Without a majority vote from the Board of Examiners, the applicant shall have the opportunity to take the mine foreman/fireboss test to receive a mine foreman certificate of competency.

Author: Michael Skates; Brian Wittwer

Statutory Authority: Code of Alabama, 1975, \$25-9-10, \$25-9-11. History: Effective: 9/30/82. Amended: Filed November 1, 2011; Effective December 6, 2011. Amended: Filed September 09, 2015.