

APA-1

TRANSMITTAL SHEET FOR NOTICE
OF INTENDED ACTION

Control: 100

Department or Agency: Alabama State Board for Registration of Architects

Rule No.: 100-X-6-.04

Rule Title: Disciplinary Procedures

Intended Action Amend

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? No

To what degree?: N/A

Is the increase in cost more harmful to the public than the harm that might result from the absence of the proposed rule? NA

Are all facets of the rule-making 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

Paula Pilgreen
Paula Pilgreen

Date

Monday, February 12, 2024

REC'D & FILED
FEB 12, 2024
LEGISLATIVE SVC AGENCY

APA-2

ALABAMA STATE BOARD FOR REGISTRATION OF ARCHITECTS

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama State Board for Registration of Architects

RULE NO. & TITLE: 100-X-6-.04 Disciplinary Procedures

INTENDED ACTION: Amend

SUBSTANCE OF PROPOSED ACTION:

Correct the Rule to be in accord with the statute.

TIME, PLACE AND MANNER OF PRESENTING VIEWS:

Written comments to: Alabama Board for Registration of Architects; Attn: Paula Pilgreen, Executive Director; 445 Dexter Ave., Ste. 4010; Montgomery, AL 36104

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:

Thursday, April 4, 2024

CONTACT PERSON AT AGENCY:

Paula Pilgreen, Executive Director

Paula Pilgreen

Paula Pilgreen

(Signature of officer authorized
to promulgate and adopt
rules or his or her deputy)

100-X-6-.04**Disciplinary Procedures.**

If the Probable Cause Committee determines that charges should be filed, the respondent is notified of the specific nature of the charges and the Board's proposed settlement of the issues. Said notice shall be sent by certified mail, return receipt requested, to the respondent's last known address. If a hearing is to be scheduled, the notice shall be sent by certified mail, return receipt requested, to the respondent's last known address not less than ~~ten (10)~~thirty (30) days before the date of the scheduled hearing. The Board will conduct the hearing with the assistance of a hearing officer, who will hear all competent and relevant evidence in support of the charges. The hearing will be conducted in accordance with the Alabama Administrative Procedures Act, ~~Section~~§41-22-13, Code of Ala. 1975. Upon conclusion of the hearing, the members of the Board (excluding the Probable Cause Committee Board member) will determine the appropriate action to be taken, and shall notify, or cause to be notified, the respondent of such action. If the Board suspends or revokes a registration, or issues a reprimand or fine against the respondent, he or she may appeal to the Circuit Court of Montgomery County, Alabama.

Author: Board for Registration of Architects

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

History: New Rule: Filed February 19, 2010; effective March 26, 2010. **Amended:** Filed August 13, 2018; effective September 27, 2018. **Amended:** Published 02-29-24 ; effective 07-20-24 .