

APA-1

TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control: 330
Department or Agency: Alabama State Board of Registration for Professional Engineers and Land Surveyors
Rule No.: 330-X-15-.03
Rule Title: Reconsideration Of Denied Applications
Intended Action: Repeal

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety? No

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

William R. Huett
Rick Huett

Date

Tuesday, October 15, 2024

REC'D & FILED
OCT 15, 2024
LEGISLATIVE SVC AGENCY

APA-2

ALABAMA STATE BOARD OF REGISTRATION FOR  
PROFESSIONAL ENGINEERS AND LAND SURVEYORS

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama State Board of Registration for Professional  
Engineers and Land Surveyors

RULE NO. & TITLE: 330-X-15-.03 Reconsideration Of Denied  
Applications

INTENDED ACTION: Repeal

SUBSTANCE OF PROPOSED ACTION:  
Duplicate of Section 330-X-3-.02

TIME, PLACE AND MANNER OF PRESENTING VIEWS:  
11:00 A.M., 100 N. Union Street, Ste 382, Montgomery, AL 36104, or email, or  
virtual attendance.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE:  
Thursday, December 5, 2024

CONTACT PERSON AT AGENCY:  
Rick Huett,  
rick.huett@bels.alabama.gov

*William R. Huett*

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Rick Huett

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

**Reconsideration Of Denied Applications**  
**(Repealed)**.

~~(1) A denied application may be reconsidered by the Board if written notice of appeal is received by the Executive Director within thirty days after the applicant has been notified of the ruling of the Board. **(Repealed)**~~

~~(2) A hearing shall be held within a reasonable time after receipt of the notice of appeal, or at such time agreed upon by stipulation between the applicant and the Executive Director.~~

~~(3) At least a quorum of the Board must be present to hold a hearing.~~

~~(4) Evidence, including oral testimony, shall be freely admitted. The applicant shall be allowed to have counsel present if desired.~~

~~(5) The Board shall issue a final decision within thirty days of the date of the hearing, which shall include finds of fact and official action taken. The applicant shall be delivered a copy of the decision by first class mail.~~

~~(6) The decision of the Board may be appealed to the circuit court of Montgomery County, as provided in Code of Ala. 1975, Section 34-11-13, within thirty days of the decision of the Board.~~

~~(7) The record on appeal shall be certified by the Executive Director of the board, and shall include the entire record including a transcript of the hearing, if a transcript is made.~~

**Author:** Alabama State Board of Registration for Professional Engineers and Land Surveyors Statutory Authority: Code of Ala. 1975, §34-11-35. **New Rule:** Filed June 22, 2012; effective July 27, 2012.

**Statutory Authority:** Code of Ala. 1975, §34-11-35.

**History:** **Repealed:** Published ; effective .