

APRIL 15, 2020 NOTICE OF BOARD ACTION

APRIL 30, 2020 LICENSE RENEWAL DEADLINE AUTOMATICALLY EXTENDED, AS FOLLOWS:

Pursuant to Board action summarized below, effective April 15, 2020, an automatic license renewal deadline extension up to and including July 31, 2020 is granted to licensees holding a current unexpired Alabama license that expires on April 30, 2020.

Failure of those whose licensing renewal deadline of April 30, 2020 has been automatically extended, to file the required licensing renewal documentation by July 31, 2020, will result in their license lapsing on August 1, 2020.

PURSUANT TO EMERGENCY RULE 230-X-1-.34.01ER TEMPORARY LICENSE(S) TO BE ISSUED PENDING REQUIRED EXAMINATION(S) FOR OTHERWISE QUALIFIED APPLICANTS DURING A COVID-19 DECLARED STATE OF EMERGENCY, AS MORE FULLY SET FORTH BELOW:

EMERGENCY RULE:

230-X-1-.34.01ER Authority for Issuing Temporary License(s) Pending Required Examination(s) for Otherwise Qualified Applicants During a COVID-19 Declared State of Emergency

Where an applicant's good faith ability to take required examinations is adversely impacted by the ongoing closure of approved testing facilities in the county, city, parish and/or province where the applicants principal place of business and/or where the applicants qualifier(s) is currently located due to a Covid-19 government declared state of emergency, the Alabama Licensing Board for General Contractors has the authority to temporarily modify its examination requirements set forth at Administrative Code Section 230-X-1-.34, but only for either (1) those adversely affected applicants who otherwise fully and completely comply with all other Alabama Board licensing requirements or (2) for those adversely affected out of state applicants in good standing, who lack reciprocity, but otherwise fully and completely comply with all Alabama Board licensing requirements and who have successfully passed required exams mandated by their state contractors board for the same or equivalent license classification(s) they are seeking in Alabama. Under these limited conditions a valid and enforceable temporary

contractors' license will be issued subject to the required examination being successfully completed on or before the expiration date identified on the contractors' temporary license.

Moreover, where an applicant's demonstrated good faith efforts to take required examinations continues to be impeded by the above-referenced ongoing closure of approved testing facilities due to a Covid-19 government declared state of emergency, the Chairman of the Board may on a case by case basis authorize the Board's Executive Director to extend the contractor's temporary active license for up to an additional 90 days subject to the Board Chairman's final approval.

This rule does not eliminate the Board's required examination prerequisite for licensure and does not expand or modify the license in issue. The adoption of this rule is deemed necessary for the public's health, safety or welfare.

Author: Alabama Licensing Board for General Contractors

Statutory Authority: Code of Ala. 1975, §34-8-22

History: Emergency Rule: Filed April 15, 2020.

Upon the Board's adoption of the above referenced Emergency Rule 230-X-1-.34.01ER, the Board took the following action during this quarterly meeting: A motion to issue temporary licenses pending required examination(s) for otherwise qualified applicants during a declared state of emergency was made and passed by the Board as set forth below:

MOTION:

A motion was made that pursuant to the emergency rule approved and adopted by the Board on April 15, 2020 allowing the Board, under the specific conditions outlined therein, to temporarily modify its examination requirement for licensure and given the understanding that approved testing facilities are closed nationwide due to the Covid-19 declared state of emergency, it is moved that for the public health, safety or welfare that a valid and enforceable temporary Alabama contractors' license be issued to those applicants before the Board today, who the Board finds have fully and completely complied with all of the Board's licensing requirements, except for the examination. It was also moved that for the public's health, safety or welfare that a valid and enforceable temporary Alabama contractors' license be issued to those out of state applicants before us today, who lack reciprocity, but who are in good standing and who, except for the examination, otherwise fully comply with all our Board licensing's requirements so long as these applicants have successfully passed required exams mandated by their state contractors board for the same or equivalent license classification(s) they are seeking in Alabama. It is further moved that the Board issue this valid and enforceable temporary contractors' license

subject to each contractor with this temporary license successfully completing his or her required examination on or before the expiration date identified on the contractors' temporary Alabama license.

Summary of Board Action Taken on April 15, 2020:

On April 15, 2020, and pursuant to Governor Ivey's March 18, 2020 and April 2, 2020 proclamations, the State of Alabama Licensing Board for General Contractors held a quarterly meeting, by telephone conference, necessary to perform essential minimum functions of the Board and necessary to respond to COVID-19. The Board heard from members of the public, reviewed and took action on pending applications, amendments, and pending investigative reports. The Board also voted, as noted above, to extend the license renewal deadline up to and including July 31, 2020 to licensees holding a current unexpired Alabama license that expires on April 30, 2020. In addition, as noted above, the Board approved and voted to adopt the above referenced emergency rule deemed necessary for the public's health, safety and welfare, which provides the Board the authority to issue temporary licenses pending required examination(s) for otherwise qualified applicants during a declared state of emergency. This emergency rule was adopted at this April 15, 2020 quarterly Board meeting that convened at 9:06 am and adjourned at 12:52 pm.

General Information:

Any future notices relating to the above- referenced Emergency Rule 230-X-1-.34.01ER will appear on the Alabama Licensing Board for General Contractors website (www.genconbd.alabama.gov).

For further information or if there are any questions, please contact the Board's office at 334-272-5030.