

1 HB39  
2 128630-3  
3 By Representative Sanderford  
4 RFD: Boards, Agencies and Commissions  
5 First Read: 01-MAR-11  
6 PFD: 02/25/2011

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ENROLLED, An Act,

Relating to the Alabama Sunset Law; to continue the existence and functioning of the Alabama Onsite Wastewater Board with certain modifications; to amend Section 34-21A-14, Code of Alabama 1975, as amended by Act 2010-258 (Acts 2010, p. 453), so as to require that applicants for licensure be United States citizens or legally present in the United States.

BE IT ENACTED BY THE LEGISLATURE OF ALABAMA:

Section 1. Pursuant to the Alabama Sunset Law, the Sunset Committee recommends the continuance of the Alabama Onsite Wastewater Board, with the additional recommendation for statutory change as set out in Section 3.

Section 2. The existence and functioning of the Alabama Onsite Wastewater Board, created and functioning pursuant to Sections 34-21A-1 to 34-21A-26, inclusive, Code of Alabama 1975, is continued, and those code sections are expressly preserved.

Section 3. Section 34-21A-14 of the Code of Alabama 1975, is amended to read as follows:

"§34-21A-14.

"(a) The board shall develop eligibility requirements to be met by applicants seeking licensing by the

1 board. The minimum application requirements shall include, but  
2 are not limited to, the applicant's:

3 "(1) Business experience.

4 "(2) Work experience in the requested area of  
5 licensure.

6 "(3) Completion of training requirements as  
7 established by the board.

8 "(4) Successful completion of the required  
9 examination.

10 "(5) Evidence of bond.

11 "(6) Proof that the applicant is a citizen of the  
12 United States or, if not a citizen of the United States, a  
13 person who is legally present in the United States with  
14 appropriate documentation from the federal government.

15 "(b) The board shall develop the qualifications and  
16 requirements relating to the manufacturer's license, which  
17 shall include, but not be limited to:

18 "(1) Completion of classroom instruction.

19 "(2) Successful completion of required examination.

20 "(3) Passing an inspection of the manufacturing  
21 plant by a member of the board or some other person designated  
22 by the board to perform manufacturing plant inspections.

23 "(4) Proof that the applicant is a citizen of the  
24 United States or, if not a citizen of the United States, a

1 person who is legally present in the United States with  
2 appropriate documentation from the federal government.

3 "(c) Any plant holding a current manufacturing  
4 certification issued by the National Precast Concrete  
5 Association shall be considered to have sufficiently met the  
6 plant inspection requirement."

7 Section 4. The Legislature concurs in the  
8 recommendations of the Sunset Committee as provided in  
9 Sections 1, 2, and 3.

10 Section 5. This act shall become effective  
11 immediately upon its passage and approval by the Governor, or  
12 its otherwise becoming law.

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Speaker of the House of Representatives

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President and Presiding Officer of the Senate

House of Representatives

I hereby certify that the within Act originated in  
and was passed by the House 29-MAR-11.

Greg Pappas  
Clerk

Senate	<hr/> 14-APR-11 <hr/>	Amended and Passed
House	<hr/> 21-APR-11 <hr/>	Concurred in Sen- ate Amendment