

APA-1

TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION

Control _____ Department or Agency: Dept. of Labor
Rule No. 480-1-2-.05
Rule Title: Advance Notice of Rulemaking Proceedings
 New Amend X Repeal Adopt by Reference

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? NO

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 and, if so, to what degree? NO

Is the increase in cost, if any, more harmful to the public than the harm that might result from the absence of the proposed rule? NO

Are all facets of the rulemaking 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 Stephen McCormick

Date 6-15-18

(DATE FILED)
(STAMP)

APA-2

Department of
Labor

NOTICE OF INTENDED ACTION

AGENCY NAME: DEPARTMENT OF LABOR

RULE NO. & TITLE: 480-1-2-.05 Advance Notice of Rulemaking Proceedings

INTENDED ACTION: Repeal.

SUBSTANCE OF PROPOSED ACTION: To repeal the above section under the Administrative Procedure Chapter to remove certain obsolete verbiage.

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 August 06, 2018. 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: August 06, 2018

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 480-1-2
ADMINISTRATIVE PROCEDURE

TABLE OF CONTENTS

480-1-2-.01	Petition For Adoption, Amendment Or Repealer Of Rules
480-1-2-.02	Petition For Declaratory Ruling
480-1-2-.03	Methods Of Obtaining Information Or Making Submissions Or Requests
480-1-2-.04	Public Access To Rules, Orders, Etc.
480-1-2-.05	Advance Notice Of Rulemaking Proceedings
480-1-2-.06	Copies Of Records
480-1-2-.07	Notification Of Persons Who May Be Affected By The Adoption Of An Emergency Rule
480-1-2-.08	Subscription To The Alabama Department Of Labor Administrative Code
480-1-2-.09	Rules Omitted From the Alabama Department Of Labor Administrative Code
480-1-2-.10	Delivery Of Notice Of Hearing In Contested Cases
480-1-2-.11	Transcription Of Oral Proceedings In Contested Cases
480-1-2-.05	<u>Advance Notice Of Rulemaking Proceedings.</u> <u>REPEALED</u>

(1) Notice by First Class Mail shall be given to all persons who pay the cost of such mailing and who have made timely request of the Department for advance notice of its rule making proceedings.

(a) Timely requests shall be those received by the Department prior to the date of publication of the next notice of intent to adopt, amend, or repeal rules, in the Alabama Administrative Monthly.

(b) The requests shall be delivered by First Class Mail to the Alabama Department of Labor, ATTN: Administrative Procedure Secretary, Room 543, Industrial Relations Building, 649 Monroe Street,

Montgomery, Alabama 361301.

(c) The requests shall be in form approved by the Director of the Department of Labor.

(2) The current cost for subscriptions to Advance Notices of Rulemaking Proceedings. (October 1 through September 30) or part thereof, may be obtained by contacting the Alabama Department of Labor, Information Disclosure Unit by phone, (334) 242-8970, FAX, (334) 242-2304, or by e-mail, disclosure@dir.state.al.us

(a) Full payment shall accompany the request.

(b) Payment shall be for a full fiscal year.

(c) Notice of expiration and renewal application shall be mailed at the end of each fiscal year.

(d) Request shall continue in effect providing that the renewal form and full payment is timely received by the Department.

(e) If timely renewal form and payment is not received, subscription shall be discontinued without further notice and shall be reinstated only upon the receipt of a new request as provided above.

Author: Neil Smart, Chief, Planning and Systems Analysis Division; Stephen C. McCormick, Director of Governmental Affairs

Statutory Authority: Code of Ala. 1975, §§25-2-8.

History: Filed September 30, 1982. **Amended:** Filed December 17, 1985; effective January 20, 1986. **Amended:** Filed March 20, 2003; effective April 24, 2003. **Repealed:** Filed June 15, 2018; effective