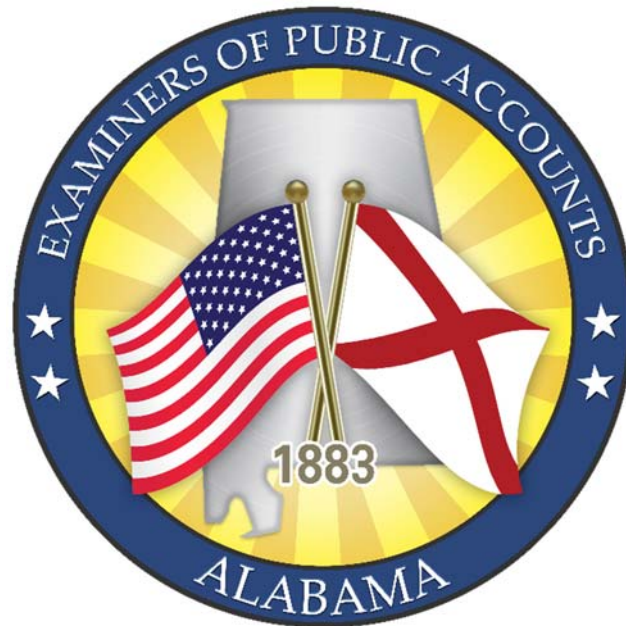


Report on the

Board of Electrical Contractors

Montgomery, Alabama



Department of Examiners of Public Accounts

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October 2, 2019

Senator Clyde Chambliss
Chairman, Sunset Committee
Alabama State House
Montgomery, AL 36130

Dear Senator Chambliss,

This report was prepared to provide information for use by the Sunset Committee in conducting its review and evaluation of the operations of the Alabama Board of Electrical Contractors in accordance with the *Code of Alabama 1975*, Section 41-20-9.

The report contains unaudited information obtained from the management, staff, and records of the Alabama Board of Electrical Contractors, in addition to information obtained from other sources.

Please contact me if you have any questions concerning this report.

Sincerely,

Rachel Laurie Riddle
Chief Examiner

Examiner
Gerald Dedon

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PROFILE

Purpose/Authority

The Board of Electrical Contractors was established by Act No. 921, Acts of Alabama 1985. The Board licenses and regulates electrical contractors. The Board operates under the authority of the *Code of Alabama 1975*, Sections 34-36-1 through 34-36-18.

The following legislation was passed since the last Sunset Review of the Board:

Act No. 36, Acts of Alabama 2016 – Continued the existence and functioning of the Board.

<u>Characteristics</u>	
Members and Selection	Nine members appointed by the Governor. <i>Code of Alabama 1975</i> , Section 34-36-4(c)
Term	Members serve three-year terms. Terms expire on June 30 of the last year of the term, and no member shall serve for more than two consecutive terms. Members serve until their successors are appointed. <i>Code of Alabama 1975</i> , Section 34-36-4(c)
Qualifications	<ul style="list-style-type: none">• Citizen of the U.S. and resident of Alabama.• Seven members who are actively engaged in the electrical construction business as a qualified person with an electrical construction background of not less than five consecutive years and hold certificates to validate his or her competence as an electrical contractor in the electrical construction field.• Two members appointed at-large who are members of the Alabama State Electrical Workers Association. <i>Code of Alabama 1975</i> , Section 34-36-4(b)
Consumer Representation	No specific statutory requirement No consumer members serving.
Racial Representation	No specific statutory requirement. No minority members serving.

Geographical Representation	One member from each congressional district. Two at-large members appointed from within the state. <i>Code of Alabama 1975</i> , Section 34-36-4(c)
Other Representation	The membership of the Board should be inclusive and should reflect the racial, gender, geographic, urban/rural, and economic diversity of the state. <i>Code of Alabama 1975</i> , Section 34-36-4(b)
Compensation	Board members receive \$300 per day while performing official duties, limited to 15 days per year. Members are reimbursed for necessary travel expenses at the same rate as state employees. <i>Code of Alabama 1975</i> , Section 34-36-5
Attended Board Member Training	Three board members Executive Director Five Warren & Co. Inc. staff members
<u>Operations</u>	
Administrator	The Board contracts with Warren & Company, Inc. for management services, investigative services, and office space. Keith Warren, president of Warren & Company, serves as the Board's executive director. The current annual contract amount is \$390,000.
Location	2777 Zelda Road Montgomery, AL 36106 Monday through Friday 8:30 am to 4:30 pm
Employees	The Board does not have employees. The Board contracts with Warren & Company, Inc. for management services and office space.
Legal Counsel	Hendon Coody, private attorney, employed under a professional services contract.
Subpoena Power	None except as provided by the Administrative Procedures Act, <i>Code of Alabama 1975</i> , Section 41-22-12 for hearings and contested cases.

Internet Presence	www.aecb.stat.al.us <ul style="list-style-type: none"> • Home • Law & Regulations • Forms • Licensee Search • Online Renewals 	<ul style="list-style-type: none"> • Fees • Continuing Education • Disciplinary Actions • Calendar • Contact
<u>Financial</u>		
Source of Funds	Licensing fees and penalties	
State Treasury	Yes, Special Revenue Fund 0381 <i>Code of Alabama 1975</i> , Section 34-36-17	
Required Distributions	None	
Unused Funds	Any funds unspent and unencumbered at the end of the fiscal year in excess of one hundred thousand dollars (\$100,000) must be transferred into the State General Fund on or before January 15 of the succeeding year. <i>Code of Alabama 1975</i> , Section 34-36-17	
<u>Licensee Information</u>		
Licensees	As of November 5, 2018: Electrical Contractors 2,831 Journeyman Electricians 949 Provisional License <u>605</u> 4,385 <i>Source:</i> Administrator	
Qualifications	Take and pass an examination approved by the Board. Document a minimum of eight thousand hours of experience. Applicants may substitute one year of education or one year of an approved apprenticeship program for one thousand hours of electrical experience (Maximum of 2,000 hours of the 8,000 total hours). <i>Code of Alabama 1975</i> , Section 34-36-7 <i>Administrative Rules</i> 303-X-2-.01 and 303-X-2-.02	

<p>Examinations</p>	<p>Applicants must pass a national standardized exam approved by the Board. The Board contracts with Prov, Inc. to develop, and administer the licensing examination. Fees for exams are paid directly to the Board.</p> <p>Testing centers are located at Athens State University, Auburn University, Jefferson State Community College – Jefferson Campus, Jefferson State Community College – Shelby-Hoover Campus, Enterprise State Community College, Calhoun Community College, University of Alabama in Huntsville, Jacksonville State University, University of South Alabama, Alabama State University, Auburn University Montgomery, North Alabama Electrical JATC, and Shelton State Community College.</p> <p style="text-align: center;">Electrical Contractor Examinations</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th>Year</th> <th># Taken</th> <th># Passed</th> <th>% Passed</th> </tr> </thead> <tbody> <tr> <td>2015</td> <td>184</td> <td>83</td> <td>45%</td> </tr> <tr> <td>2016</td> <td>203</td> <td>110</td> <td>54%</td> </tr> <tr> <td>2017</td> <td>195</td> <td>103</td> <td>53%</td> </tr> <tr> <td>2018</td> <td>171</td> <td>80</td> <td>47%</td> </tr> </tbody> </table> <p style="text-align: center;">Journeyman Electrician Examinations</p> <table border="1" style="margin-left: auto; margin-right: auto;"> <thead> <tr> <th>Year</th> <th># Taken</th> <th># Passed</th> <th>% Passed</th> </tr> </thead> <tbody> <tr> <td>2015</td> <td>133</td> <td>80</td> <td>60%</td> </tr> <tr> <td>2016</td> <td>186</td> <td>115</td> <td>62%</td> </tr> <tr> <td>2017</td> <td>160</td> <td>91</td> <td>57%</td> </tr> <tr> <td>2018</td> <td>181</td> <td>116</td> <td>64%</td> </tr> </tbody> </table> <p><i>Source:</i> Administrator</p>	Year	# Taken	# Passed	% Passed	2015	184	83	45%	2016	203	110	54%	2017	195	103	53%	2018	171	80	47%	Year	# Taken	# Passed	% Passed	2015	133	80	60%	2016	186	115	62%	2017	160	91	57%	2018	181	116	64%
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<p>Reciprocity</p>	<p>The Board may recognize a license issued by any other state that, in the opinion of the Board, has standards of practice or licensure equal to or higher than those required by this state.</p> <p>The Board has reciprocity agreements with Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee and Virginia.</p> <p><i>Code of Alabama 1975</i>, Section 34-36-7(b)</p>																																								
<p>Renewals</p>	<p>Annual renewal on the date of issuance 75% renewals performed online</p> <p><i>Code of Alabama 1975</i>, Section 34-36-8(a) <i>Source:</i> Administrator</p>																																								

Licensee Demographics	Data not collected by the Board.
Continuing Education	<p>Electrical Contractor licensees are required to complete 14 hours of continuing education every two years.</p> <p>No requirements for continuing education for Journeyman Electricians.</p> <p><i>Code of Alabama 1975</i>, Section 34-36-8(b)</p>

SIGNIFICANT ISSUES

Significant Issue 2019-01 - The Board did not transfer excess funds in the amount of \$2,622.90 to the General Fund at the end of fiscal year 2017.

The *Code of Alabama 1975*, Section 34-36-17 states, “Any funds unspent and unencumbered at the end of any state fiscal year in excess of one hundred thousand dollars (\$100,000) shall be transferred into the State General Fund on or before January 15 of the succeeding year.”

Board’s Response – The Board did overlook the excess funds transfer of \$2,922.90 for FY 2017 and will transfer the amount along with any excess for FY 2019. The finding will be resolved in November 2019.

Significant Issue 2019-02 – The Board’s operating disbursements have exceeded operating revenues for three of the past four fiscal years. In 2015 disbursements (excluding the transfer to the General Fund) exceeded receipts by \$67,452.94; in 2017 disbursements exceeded revenues by 24,636.91, and in 2018 receipts exceeded disbursements by \$94,723.02. As a result of the increase in disbursements, the Board’s fund balance has decreased by \$74,281.30 (59.78%) from fiscal year 2014 to fiscal year 2018. The increase in expenditures was primarily due to an increase in professional services, consisting of management services and advertising expenses.

Board’s Response – The Board has eliminated its advertising campaign and is reviewing its financial disbursements very closely. All unnecessary expenditures outside of normal operating expenses have been eliminated. Currently, expenditures are 10% below revenue and the Board’s fund balance is \$73,474.93 with anticipated excess to the General Fund.

STATUS OF PRIOR FINDINGS/SIGNIFICANT ISSUES

All prior findings/significant issues have been resolved, except for the following:

Prior Finding 2009-03 - The Board is still issuing and renewing provisional licenses without apparent statutory authority and repeated failed attempts to obtain statutory authority for such license. Despite having been notified in a previous review of the agency's operations for the legislative Sunset Committee, wherein we found that with no apparent statutory authority, the Board was issuing and renewing a provisional license and charging a fee for the license. The Board's Rule 303-X-2-.01 (12) authorizes the Board to issue a provisional electrical contractor's license for a fee to those who are licensed or permitted by a city or county, who work within the boundaries of the county or city and who have taken (does not say passed) an examination offered by the Board within the preceding 12 months. The license is not mandatory.

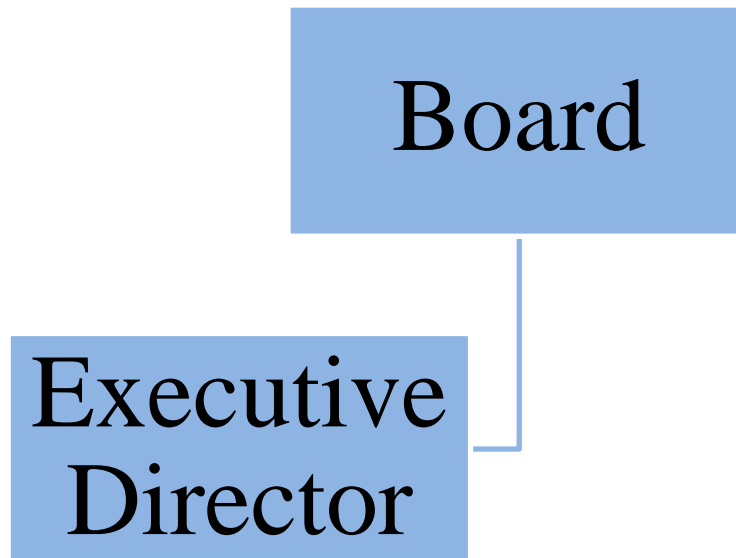
We found no provision in the law that authorizes the Board to create a rule that allows the Board to issue a provisional license or any license in the name of the State, except to those who have completed all of the requirements specified by law to obtain a regular state journeyman or contractor's license. Attorney General Opinion 1997-036 states that, "It is well established that administrative rules and regulations cannot subvert or enlarge upon statutory policy." "This office has consistently interpreted this rule to preclude state boards and regulatory agencies from doing things not expressly or impliedly authorized by statute, including the preclusion from issuing sub-licenses or specialty certifications without express or implied authorization."

The Board should not issue licenses of any type or charge any fee unless such licenses or fees are authorized in existing statutes. Board rules should not include provisions not authorized by existing statutes.

Current Status - Unresolved. The Board continues to issue and charge fees for a provisional license. The Board has initiated legislation to correct this several times without success.

Board's Response – The Board continues to evaluate and discuss solutions to this finding. The Board is working on legislative changes for the 2020 Regular Session and this will be included in the proposed changes. When the law changed to allow provisional licensing, it was not discovered until the licensing process began that testing a provisional licensee would be a detriment to the work force and not an incentive. Therefore, the Board unanimously approved to suspend the examination requirement for provisional licensees. The Board does not anticipate a resolution to this issue within the next year. This finding remains unresolved.

ORGANIZATION



PERSONNEL

The Board does not have employees. The Board contracts with Warren & Company, Inc. for management, administrative and investigative services, as well as office space. Keith Warren, president of Warren & Company, serves as the Board's executive director. The current annual contract amount is \$390,000, and expires November 17, 2019.

Legal Counsel

The Board contracts with Hendon Coody, a private attorney, for legal counsel. The legal counsel represents the Board in all matters before the general public, licensees, and legislative and regulatory authorities, excepting matters of litigation. Under the current contract, the Board pays legal counsel \$195 per hour, not to exceed \$80,000 during each contract year, plus reasonable and necessary expenses not to exceed \$7,500. The current contract term is March 1, 2019 through February 28, 2021.

PERFORMANCE CHARACTERISTICS

Number of Persons per Licensee in Alabama and Surrounding States

	Population (estimate)*	Number of Licensees	Persons Per Licensee
Alabama	4,888,949	4,385	1,115
Florida	21,312,211	15,149	1,407
Georgia	10,545,138	8,736	1,207
Mississippi	2,982,785	1,006	2,965
Tennessee	6,782,564	7,786	871
*Source: U.S. Census, July 1, 2018 Population Estimates			

Operating Disbursements per Licensee FY 2018 - \$179.81

Fines/Penalties as a Percentage of Operating Receipts

	FY 2018	FY 2017	FY 2016	FY 2015
Total Receipts less Fines	\$692,255.00	\$619,010.00	\$668,409.00	\$568,330.00
Total Fines	1,500.00	0.00	3,175.00	17,924.98
Percentage	0.22%	0.00%	0.48%	3.15%*

*In 2014 there was a disciplinary fine of \$15,000 levied on an individual who attempted to procure a license through “bribery or fraudulent misrepresentation.” The matter went to court and the individual was required to pay the fine in April 2015.

Notification of Board Decisions to Amend Administrative Rules

The Board complied with notification procedures prescribed in the Administrative Procedure Act, which includes publication of proposed rules in the Administrative Monthly, and public hearings on proposed rules. Licensees are not specifically notified of proposed changes.

COMPLAINT HANDLING

The *Code of Alabama 1975*, Section 34-36-6(a)(4) requires the Board to: “Provide for the investigation of written complaints filed with the Board concerning alleged violations of this chapter and any rules adopted by the Board.”

Initial Contact/Documentation	Complaints are received by mail, hand delivery, or email. Anyone can file a complaint, including Board members. Complaint forms are available on the Board’s website, the form is not required to file a complaint as long as the required information is otherwise provided in writing.
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	Complaints must be signed, but are not required to be notarized. Complainants are sent a letter acknowledging receipt of the complaint.
Anonymous Complaints Accepted	No
Investigative Process / Probable Cause Determination	The complaint is reviewed by the executive director and legal counsel to determine if it is within the jurisdiction of the Board. Once confirmed, the complaint is submitted to the Board's investigator, who investigates the complaint and submits a report to the executive director. The executive director submits the report to an investigative committee, consisting of the director, general counsel, and the Board member from the congressional district where the complaint is generated. The committee makes a probable cause determination. The Board member serving on the committee does not vote on any disciplinary action to be taken.
Negotiated Settlements	Yes
Notification of Resolution to the Complainant	Complainants are notified by mail or email.

Source: Board staff

Schedule of Complaints Resolved Fiscal Years 2015 through 2018						
Year/Number Received	Year/Number Resolved					Pending
	2015	2016	2017	2018 ⁽¹⁾	2019	
2015 / 49	40	9	-	-	-	-
2016 / 69		59	10	-	-	-
2017 / 78			52	26	-	-
2018 / 106				72	3	31
⁽¹⁾ As of October 15, 2018						
<i>Source:</i> Board staff						

Average Time to Resolve Complaints – 49 business days

Disposition of Resolved Complaints

# of Complaints	Resolution
262	Cease and Desist Letters
7	Fines
1	Court Order
1	Denial of Licensure

REGULATION IN CONJUNCTION WITH OTHER ENTITIES

The *Code of Alabama 1975*, Section 34-36-13(b) (2) states:

This section shall in no way prohibit the governing authorities of each county and municipality in the State of Alabama from exercising their authority to require any person engaging in the electrical contracting business or performing work as a master or journeyman electrician to stand and attain a passing grade on an examination administered by such county or municipality to evidence their ability and proficiency to engage in the electrical contracting business or to perform work as a master or journeyman electrician within their jurisdiction; ***provided, however, that any person who holds a valid statewide license issued by the Board shall be deemed qualified and, upon satisfactory proof of the license, shall be allowed to perform forthwith electrical work*** in any county or municipality under the terms and conditions set forth in this chapter, if such person has the proper county or municipal building permit and business license.

FINANCIAL INFORMATION

Source of Funds - License fees and penalties are deposited into Special Revenue Fund 0381 maintained in the State Treasury.

Required Transfers

The *Code of Alabama 1975*, 34-36-17 requires that “Any funds unspent and unencumbered at the end of the fiscal year in excess of one hundred thousand dollars (\$100,000) must be transferred into the State General Fund on or before January 15 of the succeeding year.”

Schedule of Fees

The Board's fees are set in Administrative Rule 303-X-2-.06

FEE TYPE/PURPOSE	STATUTORY AUTHORITY*	AMOUNT COLLECTED
Electrical Contractor Examination Fee	34-36-11	\$ 165.00
Journeyman Electrician Examination Fee	34-36-11	115.00
Electrical Contractor Licensee Fee	34-36-11	150.00
Journeyman Electrician License Fee	34-36-11	35.00
Electrical Contractor Renewal Fee	34-36-8	150.00
Journeyman Electrician Renewal Fee	34-36-8	35.00
Electrical Contractor Late Renewal Fee	34-36-11	50.00
Journeyman Electrician Late Renewal Fee	34-36-11	15.00
Inactive Electrical Contractor Certificate	34-36-11	75.00
Inactive Journeyman Electrician Certificate	34-36-11	15.00
Reinstatement of Electrical Contractor License	34-36-9	250.00
Reissuance or Replacement Card Fee	34-36-11	25.00
Provisional License Fee**	N/A	75.00
Provisional License Renewal Fee**	N/A	75.00

*The Board's enabling statutes do not set the fees nor do the statutes establish a range for the fees.

**See prior Significant Issue 2009-03

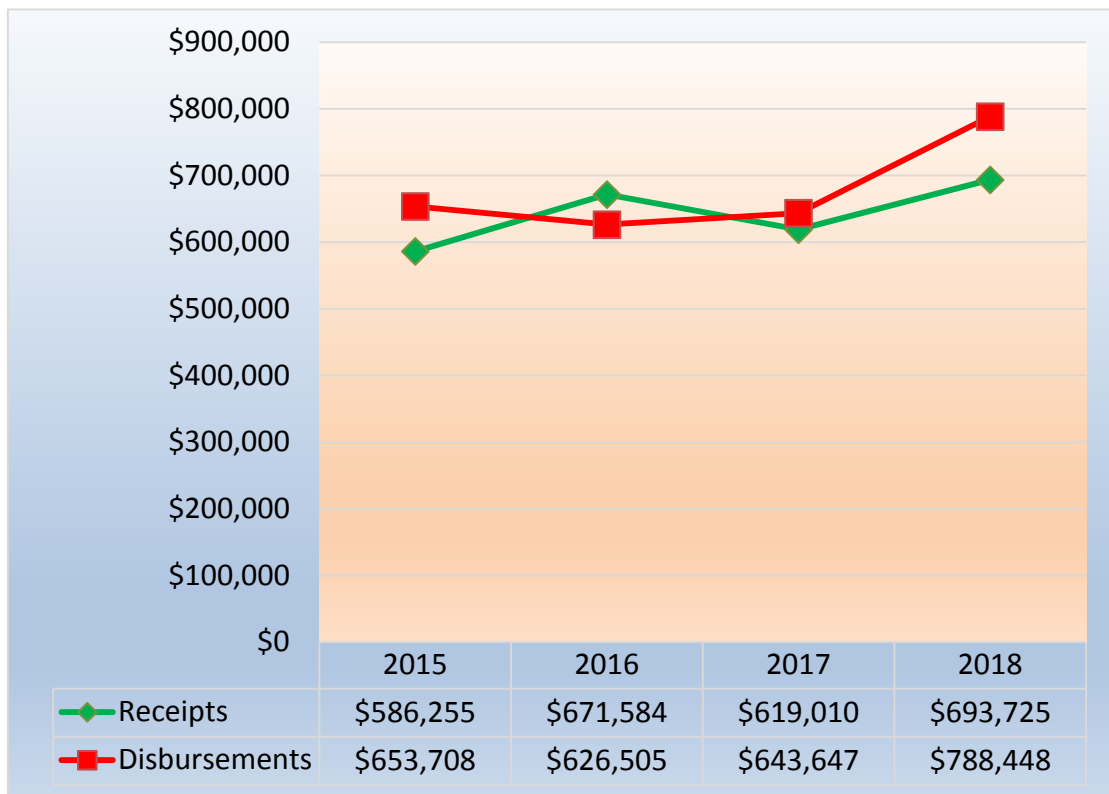
Schedule of Receipts, Disbursements and Balances

October 1, 2014 through September 30, 2018

	<u>2017-2018</u>	<u>2016-2017</u>	<u>2015-2016</u>	<u>2014-2015</u>
<u>Receipts</u>				
Licensing Fees	\$ 692,225.00	\$ 619,010.00	\$ 668,409.00	\$ 568,330.00
Administrative Fines	1,500.00	-	3,175.00	17,924.98
Total	693,725.00	619,010.00	671,584.00	586,254.98
<u>Disbursements</u>				
Personnel Costs	11,700.00	9,900.00	10,200.00	15,300.00
Employee Benefits	926.87	789.25	802.64	1,211.52
Travel, In-State	25,548.17	22,000.70	16,967.69	24,287.23
Travel, Out-of-State	5,889.76	8,061.99	3,983.19	-
Repair and Maintenance	-	280.00	-	86.40
Rentals and Leases	46.08	75.84	65.28	-
Utilities and Communication	6,342.34	7,241.57	4,735.62	15,682.14
Professional Services	717,659.86	569,661.63	567,260.51	579,108.03
Supplies, Materials, and Operating Expenses	20,334.94	25,635.93	22,490.44	18,032.60
Transfer to General Fund	-	-	-	96,008.99
Total	788,448.02	643,646.91	626,505.37	749,716.91
Excess (Deficiency) of Receipts over Disbursements	(94,723.02)	(24,636.91)	45,078.63	(163,461.93)
Cash Balances at Beginning of Year	158,460.03	183,096.94	138,018.31	301,480.24
Cash Balances at End of Year	63,737.01	158,460.03	183,096.94	138,018.31
Reserve for Unpaid Obligations	(63,737.01)	(55,837.13)	(183,096.94)	(130,890.46)
Available Cash Balance at Year End	\$ -	\$ 102,622.90	\$ -	\$ 7,127.85

The *Code of Alabama 1975*, Section 34-36-17 "Any funds unspent and unencumbered at the end of any state fiscal year in excess of one hundred thousand dollars (\$100,000) shall be transferred into the State General Fund on or before January 15 of the succeeding year."

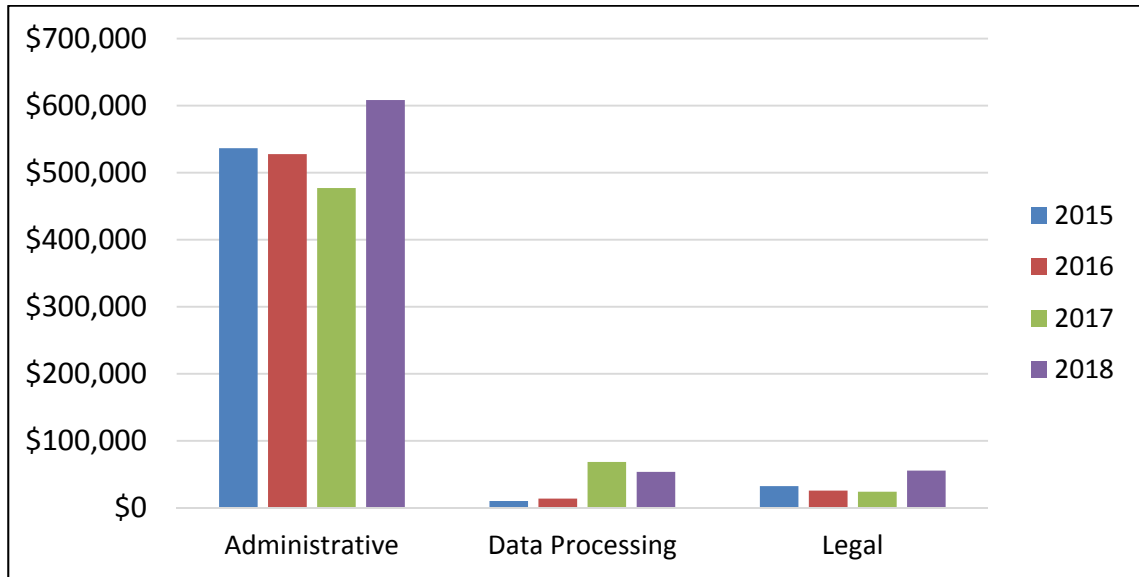
Operating Receipts vs. Operating Disbursements (Chart)



SUMMARY SCHEDULE OF PROFESSIONAL SERVICE DISBURSEMENTS*				
As of September 30 th				
Type of Service	FY 2015	FY 2016	FY 2017	FY 2018
Data Processing	\$ 10,142.43	\$ 13,750.16	\$ 68,388.24	\$ 53,695.37
Legal	32,345.00	25,742.50	24,091.75	55,487.33
Administrative	536,620.60	527,767.85	477,181.64	608,477.16
Total	\$579,108.03	\$567,260.51	\$569,661.63	\$ 717,659.86

*Detailed information presented in the appendix

Professional Service Disbursement Chart



QUESTIONNAIRES

Board Member Questionnaire

A letter was sent to all nine members of the Board of Electrical Contractors requesting participation in our survey. Seven participated in our survey. The percentages, where shown, are based on the number who responded to the question.

1. What are the most significant issues currently facing the Board of Electrical Contractors and how is the Board addressing these issues?

Board Member #1 - "Reports of unlicensed electrical work performed. The Attorney and Director appear to handle issues well."

Board Member #2 - "None noted"

Board Member #3 - "Investigations of complaints. Arranged for additional services from our investigator."

Board Member #4 - "1. Unlicensed individuals performing electrical work. 2. Approving another testing agency for certification. 3. Approving and setting up continued education opportunities for licensed individuals to obtain required continuous education. 1. The board is working to have another "investigator" to respond to the many complaints received by the board. This will allow for a more thorough coverage of the state in investigating complaints filed with the board. 2. The board is reviewing adding another testing agency to test applicants along with the current testing agency being utilized. Allowing for more opportunities for reciprocity for our State License with other states that don't recognize the current testing agency used. Doing so will also help with meeting the required continuing education by those states our state contractors reciprocate with are required to meet and vice versa with other states licensed contractors that reciprocate with our state. The board is currently reviewing applicants and the needed subject matter to help provide a means to obtain the necessary continuing education required by the state law to maintain our state electrical contractor and journeyman licenses."

Board Member #5 - "Unlicensed individuals advertising and performing electrical work. We have tried various advertising and public education programs."

Board Member #6 - "Quality and quantity of Electrical applicants. Trying to improve quality of tests. Trying to provide better CEU providers and courses."

Board Member #7 - "We are having to address more legal situations than in the past. We're having to deal with violators of our licensing requirements. We are addressing this thoroughly."

Board Member Questionnaire

2. What changes, if any, to the Board’s law are needed?

Board Member #1 - “I don’t know.”

Board Member #2 - “There are some issues that are being addressed.”

Board Member #3 - “None at this time.”

Board Member #4 - “The provisional licensing language in the current law needs to be modified.”

Board Member #5 - “Ability to investigate and prosecute fraudulent and deceptive practices by both licensed and unlicensed contractors.”

Board Member #6 - “Need to be able to require journeymen electricians and apprentices/helpers to have state license to work.”

Board Member #7 - “There has been a lot of request for the state of Alabama to address the non-licensed journeyman issue. Contractors/consumers are wanting all journeyman electricians in the state of Alabama to be licensed to perform electrical work.”

3. Is the Board adequately funded?

Yes	7	100%
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Board Member #1 - “As far as I know.”

4. Is the Board adequately staffed?

Yes	6	86%
No	1	14%

Board Member #1 - “As far as I know.”

Board Member #7 - “But the staffing issue is being addressed. We need another investigator (that’s currently been hired) and possibly two.”

5. Does the Board receive regular reports on the operations of the board from the chief administrative officer?

Yes	7	100%
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Board Member #4 - “With the exception to the addition of another investigator as discussed in question 1.”

6. Has the Board experienced any significant changes to its operations?

No	7	100%
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Board Member #1 - “I am not aware of any.”

Board Member Questionnaire

7. Does the Board plan any significant changes in its operations?

No	7	100%
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Board Member #1 - "Not that I know of."

Electrical Contractor Questionnaire

A letter was sent to one hundred electrical contractor licensees requesting participation in our survey. Twenty-three participated in the survey. The percentages, where shown, are based on the number who responded to the question.

1. Do you think regulation of your profession by the Board of Electrical Contractors is necessary to protect the public welfare?

Yes	21	91%
No	2	9%

Respondent #7 - “Yes, as long as we aren’t overregulated.”

Respondent #12 - “Always, projects get messed up all the time with regulation.”

2. Do you think *any* of the Board’s laws, rules, and policies are an unnecessary restriction on the practice of your profession?

Yes	1	4%
No	20	87%
Unknown	2	9%

Respondent #3 - “Continuing education requirements are unnecessary after this many years of experience.”

3. Do you think any of the Board’s requirements are irrelevant to the competent practice of your profession?

Yes	1	4%
No	20	87%
Unknown	2	9%

Respondent #3 - “Continuing education requirements are unnecessary after this many years of experience.”

4. Has the Board performed your licensing and renewal in a timely manner?

Yes	23	100%
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Electrical Contractor Licensee Questionnaire

5. What do you think is the most significant issue(s) currently facing your profession in Alabama and what is the Board doing to address the issue(s)?

- Respondent #1** - “Counties should have all inspection and regulation responsibilities. Leave the state out.”
- Respondent #2** - “Unlicensed contractors”
- Respondent #3** - “Continuing education needs to be eliminated for people with more than 25 years’ experience.”
- Respondent #4** - “Working without license”
- Respondent #5** - “Unlicensed people doing electrical work. I’m afraid somebody is going to get hurt”
- Respondent #6** - “None”
- Respondent #7** - “People doing side work for other contractors”
- Respondent #9** - “Unsure”
- Respondent #10** - “Getting paid for work completed. Not really anything the board can do about it.”
- Respondent #11** - “None”
- Respondent #12** - “Continuing education classes”
- Respondent #13** - “Unknown”
- Respondent #14** - “Unlicensed people performing electrical work.”
- Respondent #17** - “Don’t know”
- Respondent #18** - “I wish there were one office for all contractors.”
- Respondent #19** - “I’m not sure what the board actually does.”
- Respondent #20** - “Continuing education”
- Respondent #21** - “Don’t know”
- Respondent #22** - “Unlicensed contractors”
- Respondent #23** - “None”

6. Has any member of the Board or its staff asked for money (other than normal fees), services, or any other think of value in return for performing a board service for you?

No 23 100%

Journeyman Electrician Questionnaire

A letter was sent to one hundred journeyman electrician licensees requesting their participation in our survey. Thirteen participated in the survey. The percentages, where shown, are based on the number who responded to the question.

- 1. Do you think regulation of your profession by the Board of Electrical Contractors is necessary to protect the public welfare?**

Yes	12	92%
No	1	8%

- 2. Do you think *any* of the Board’s laws, rules, and policies are an unnecessary restriction on the practice of your profession?**

No	13	100%
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- 3. Do you think *any* of the Board’s requirements are irrelevant to the competent practice of your profession?**

No	13	100%
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- 4. Has the Board performed your licensing and renewal in a timely manner?**

Yes	13	100%
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- 5. What do you think is the most significant issue(s) currently facing your profession in Alabama and what is the Board doing to address the issue(s)?**

Respondent #1 - “Age of workers. Few young people looking to trades for work.”

Respondent #2 - “None”

Respondent #4 - “People without licenses doing electrical work.”

Respondent #5 - “Someone should be checking licenses on job. They have people working for larger companies doing electrical work and nobody is checking to see if they are licensed.”

Respondent #6 - “None”

Respondent #9 - “Blank”

Respondent #10 - “Too many kids going to college and not enough going into the trades. Not just an electrical problem but all over.”

Respondent #11 - “None”

Respondent #12 - “Don’t know”

Respondent #13 - “Unknown”

Journeyman Electrician Licensee Questionnaire

- 6. Has any member of the Board or its staff asked for money (other than normal fees), services, or any other think of value in return for performing a board service for you?**

No

13

100%

Complainant Questionnaire

A letter was sent to one hundred complainants whose complaint had been resolved within the past two years requesting participation in our survey. Nine participated in the survey. The percentages, where shown, are based on the number who responded to the question.

1. How was your complaint filed with the Board of Electrical Contractors?

Mail	8	89%
Phone	1	11%

2. Was receipt of your complaint acknowledged?

Yes	9	100%
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3. If you answer to Question 2 was “YES”, was the person who responded to your complaint knowledgeable and courteous?

Knowledgeable	2	22%
Courteous	1	11%
Both	6	67%

Complainant #4 - “Board staff were very polite and helpful.”

4. Did the Board communicate the results of the investigation into your complaint to you?

Yes	9	100%
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Complainant #4 - “Yes, they sent me a letter”

5. Do you think the Board did everything it could to resolve your complaint?

Yes	6	67%
No	1	11%
Unknown	2	22%

Complainant #1 - “They sent the guy a cease and desist letter and told me that was all they could do. I don’t know if that is true or not.”

Complainant #4 - “They told me they sent a cease and desist letter. I haven’t seen the electrician so I don’t know if he is still working or not.”

Complainant #6 - “No. The guy is still doing the same thing just in a different county. I’m not even going to bother filing another complaint in the future.”

APPENDICES

Applicable Statutes

Section 34-36-1 Short title.

This chapter shall be known and may be cited as the "Alabama Electrical Contractors Act" and shall be construed and implemented to promote the purposes and policies set forth in this chapter.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §1; Act 2010-540, p. 932, §1.)

Section 34-36-2 Declaration of purpose.

The "Alabama Electrical Contractors Act" is enacted for the purpose of safeguarding homeowners and other property owners and tenants against faulty, inadequate, inefficient, or unsafe electrical installations and to protect the life, health, and property of homeowners and other property owners and tenants in the State of Alabama.

Electrical contracting is hereby declared to be affected with the public interest, and this chapter shall be liberally construed so as to accomplish the foregoing purpose.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §2.)

Section 34-36-3 Definitions.

The following terms shall have the meanings respectively ascribed to them used in this chapter, for the purposes of this chapter, unless the context clearly requires a different meaning:

(1) BOARD. The Alabama Board of Electrical Contractors.

(2) DIRECTOR. The Executive Director of the Alabama Board of Electrical Contractors.

(3) ELECTRICAL CONTRACTING. Any job or project in the State of Alabama wherein the electrical contractor proposes to bid, install, maintain, alter, or repair any electric wiring devices or equipment.

(4) ELECTRICAL CONTRACTOR. Any person, firm, or corporation who is engaged in the business of soliciting and installing electrical power or control systems; maintaining, altering, or repairing electrical power or control systems, any electrical wiring devices, equipment, or any other electrical apparatus. A person who possesses the necessary qualifications, training, and technical knowledge to plan, lay out, and supervise the installation of electrical wiring, apparatus, or equipment for lighting, heating, power, or controls and who possesses any of the following qualifications:

- a. Four years of practical experience as a journeyman electrician in charge of jobs.
- b. Four years of experience in the design and construction of electrical systems.

(5) JOURNEYMAN ELECTRICIAN. A person who possesses necessary qualifications, training, and technical knowledge to install electrical wiring, apparatus, or equipment lighting, heating, or power or control covered by this chapter. He or she shall work under a master or state certified electrical contractor and shall be capable of doing work according to plans and specifications furnished to him or her and in accordance with standard rules and regulations governing such work.

(6) LICENSE. A valid and current certificate of registration issued by the director on behalf of the board which shall give the named person to whom it is issued authority to engage in the activity prescribed thereon.

(7) LICENSEE. Any person holding a license.

(8) PERSON. A human person, not a legal entity.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §3; Acts 1988, No. 88-129, p. 184, §1; Act 2010-540, p. 932, §1.)

Section 34-36-4 Board of Electrical Contractors.

(a) The Alabama Board of Electrical Contractors is created.

(b) A person to be eligible for appointment to serve on the board shall be a citizen and resident of Alabama. Each person appointed to the board from each congressional district shall be actively engaged in the electrical construction business as a qualified person with electrical construction background of not less than five consecutive years, and shall hold certificates to validate his or her competence as an electrical contractor in the electrical construction field. The two persons appointed to the board as at-large members shall be members of the Alabama State Electrical Workers Association. The membership of the board should be inclusive and should reflect the racial, gender, geographic, urban/rural, and economic diversity of the state.

(c) The board shall consist of nine members to be appointed by the Governor. One member shall be appointed from each congressional district, and there shall be two at-large members who shall be appointed from within the state. The board members from the First, Second, and Third Congressional Districts shall be appointed for terms of one year; the board members from the Fourth, Fifth, and Sixth Congressional Districts shall be appointed for terms of two years; and the board member from the Seventh Congressional District as well as the at-large members shall be appointed for terms of three years. Thereafter, all board members shall be appointed for terms of three years. Each term shall expire on June 30 of the last year of the term, and no member shall serve more than two consecutive three-year terms. Vacancies on the board for any cause shall be filled by appointment by the Governor for the remainder of the unexpired term. Members shall serve until their successors are appointed.

(d) The board shall meet at least semiannually and as often as necessary. The board shall meet annually to elect officers from its membership, whose initial terms shall expire on June 30 next following their election. Special meetings of the board may be held as the board provides in its rules and regulations. The board shall meet at least once in the first quarter and once in the third quarter of the year. Five members of the board shall constitute a quorum.

(e) The board may adopt rules and regulations to carry out this chapter.

(f) Any member of the board or duly appointed hearing officer designated by the board may administer oaths and take testimony concerning all matters within the jurisdiction of the board.

(g) The board may sue and be sued in its official name. Absent negligence, wantonness, recklessness, or deliberate misconduct, members of the board are immune from liability for all good faith acts performed in the execution of their duties of the board.

(h) The board shall adopt a seal for its use containing the words: Alabama Electrical Contractors' Licensing Board.

(i) The board may employ, and at its pleasure discharge, an executive director. The board may hire other officers and administrative employees which may be necessary to implement this chapter. The board may employ, on an as needed basis, an investigator to investigate complaints. The board shall not employ electrical inspectors nor provide for any electrical inspections. The board shall outline the duties and fix the compensation and expense allowances of all employees pursuant to the Merit System Act of Alabama.

(j) The board is subject to the Alabama Sunset Law and is classified as an enumerated agency pursuant to Section 41-20-3. The board shall automatically terminate on October 1, 2012, and every four years thereafter, unless a bill is enacted that the board be continued, modified, or reestablished.

(k) Each board member shall be accountable to the Governor for the proper performance of his or her duties as a member of the board. The Governor shall investigate any complaints or unfavorable reports concerning the actions of the board and shall take appropriate action thereon, including removal of any board member for misfeasance, malfeasance, neglect of duty, commission of a felony, incompetence, or permanent inability to perform official duties. A board member may be removed at the request of the board after failing to attend three consecutive properly noticed meetings. (*Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §4; Acts 1988, No. 88-129, p. 184, §1; Acts 1995, No. 95-747, p. 1698, §1; Act 2010-540, p. 932, §1.*)

Section 34-36-5 Compensation of board members.

The members of the board shall receive up to three hundred dollars (\$300) per day with a limit of 15 days per year while performing their official duties, in addition to the same per diem and mileage as provided to state employees.

(*Acts 1985, 2nd Ex. Sess., No. 85-921 p. 201 §5; Act 2010-540, p. 932, §1.*)

Section 34-36-6 Powers and duties of board.

(a) By rule, the board shall make provisions to do all of the following:

- (1) Prepare or approve all examinations of applicants for licenses for electrical contractors and journeyman electricians.
- (2) Determine the qualifications of electrical contractors to engage in the business of electrical contracting.
- (3) Determine the qualifications of journeyman electricians to engage in electrical work.
- (4) Provide for the investigation of written complaints filed with the board concerning alleged violations of this chapter and any rules adopted by the board.

(b) The board may suspend, revoke, or refuse to issue or renew a license and impose a civil penalty in an amount not to exceed five thousand dollars (\$5,000), after notice and opportunity for a hearing pursuant to the Alabama Administrative Procedure Act, upon proof of any of the following actions by a licensee or applicant:

- (1) Violating any provision of this chapter.
- (2) Attempting to procure a license to practice electrical contracting or to work as a master electrician or journeyman electrician by bribery or fraudulent misrepresentations.
- (3) Being convicted or found guilty, regardless of adjudication, of a crime in any jurisdiction which directly relates to the practice of electrical contracting, working as a

journeyman electrician, or the ability to practice electrical contracting or to work as a master electrician or journeyman electrician.

(4) Making or filing a report or record which the licensee knows to be false, willfully failing to file a report or record required by state or federal law, willfully impeding or obstructing such filing, or inducing another person to impede or obstruct such filing. Such reports or records shall include only those which are signed in the capacity of a licensed electrical contractor, master electrician, or journeyman electrician.

(5) Being found guilty of fraud or deceit or of negligence, incompetency, or misconduct in the practice of electrical contracting or working as a master electrician or journeyman electrician.

(6) Practicing on a revoked, suspended, or inactive license.

(7) Aiding or abetting any person to evade any provision of this chapter.

(8) Knowingly combining or conspiring with any person by allowing one's license to be used by any unlicensed person with the intent to evade this chapter. When a licensee allows his or her license to be used by any firm, partnership, association, or corporation without having any active participation in the operations or management of the firm, partnership, association, or corporation, such act constitutes prima facie evidence of an intent to evade this chapter.

(9) Acting in the capacity of a contractor under any license issued under this chapter except in the name of the licensee as set forth on the issued license.

(c) Upon finding a person, corporation, or business entity engaged in electrical contracting as defined in this chapter to be in violation of any of the provisions contained herein, the board may investigate the activities of licensed and unlicensed contractors. If the board finds that a person, corporation, or business entity is engaged in performing electrical contracting covered by this chapter without having obtained a proper license, the board may do any of the following:

(1) Deny an application for licensure with cause.

(2) Impose an administrative fine of not more than five thousand dollars (\$5,000).

(3) Issue a cease and desist order.

(4) Petition the circuit court of the county where the act occurred to enforce the cease and desist order or collect the assessed fine, or both.

(d) Any person aggrieved by any adverse action taken by the board may appeal the adverse action to the circuit court of the county in which the adverse action occurred in accordance with the Alabama Administrative Procedure Act.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §6; Acts 1988, No. 88-129, p. 184, §1; Act 2010-540, p. 932, §1.)

Section 34-36-7 Examinations; reciprocity with other states; issuance of license; qualification requirements.

(a) All applicants for licensure must submit a completed application, application fee, and supportive documentation of qualifications before taking an examination approved by the board. The board shall examine applicants at least once every three months according to the method deemed by it to be the most appropriate to test the qualifications of applicants. Any national standardized or written examination proctored by an independent third party which the board shall approve as substantially similar to the examination required to be licensed under this chapter may be administered to all applicants in lieu of or in conjunction with any other examination which the board shall

give to test the qualifications of applicants. The board shall also have the right to establish such norms of achievement as shall be required for a passing grade. The board may, by rule, adopt the National Electrical Code for the purpose of examinations.

(b) The board may recognize a license issued by any other state that, in the opinion of the board, has standards of practice or licensure equal to or higher than those required by this state. The board shall actively seek to reciprocate with those states meeting such standards. The board shall actively seek to maintain those states currently under agreement.

(c) No license shall be issued except in compliance with this chapter and none shall be issued except to a person or a person in a firm, partnership, association, or corporation. A firm, partnership, association, or corporation, as such, shall not be licensed. A licensee shall be a citizen of the United States or, if not a citizen of the United States, a person who is legally present in the United States with appropriate documentation from the federal government.

(d) An individual who has successfully passed, on or before January 1, 2010, with a minimum score of 70 percent, or an individual who has successfully passed after January 1, 2010, with a minimum score of 75 percent, a nationally standardized proctored electrical examination administered in the State of Alabama, by Block and Associates, International Code Council, Experior, Promissor, Thomson Prometric, PROV, or any other exam approved by the board, shall be deemed to be in compliance with the testing requirement set forth by the board for licensure as an electrical contractor. Individuals meeting this qualification shall also be required to complete all other qualifications set forth by this chapter and the board prior to issuance of an electrical contractor license. Electrical contractor applicants affected by this provision shall have until July 1, 2011, to apply for licensure without any further examination requirements.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §7; Act 2003-482, p. 1485, §1; Act 2010-540, p. 932, §1; Act 2012-102, p. 175, §3.)

Section 34-36-8 Expiration and renewal of licenses; continuing education; inactive status.

(a) All licenses shall expire annually or at other times designated by the board. All applications for renewal of licenses shall be filed with the director prior to the expiration date, accompanied by the annual renewal fee prescribed by the board.

(b) The board is authorized to establish or adopt, or both, education requirements and may approve the program or programs providing education to fulfill the requirements. The board shall set the minimum standards of education. All persons holding an electrical contractor license shall be required to complete 14 hours of continuing education every two years.

(c) The board may promulgate rules regarding the approval of continuing education courses and the accounting for continuing education hours.

(d) Any person licensed by the board may elect an inactive status certificate by notifying the board in writing. The fee for the issuance and renewal of an inactive status certificate shall be established by the board. The board shall provide by rule those activities which an inactive status certificate holder may engage in and for a procedure for the reinstatement as an active status certificate holder.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §8; Act 2010-540, p. 932, §1.)

Section 34-36-9 Failure to renew license; restoration fee; new license.

An expired license for an electrical contractor which has expired for failure to renew may only be restored within five years from the date of expiration after application and payment of the prescribed restoration fee and satisfaction of all continuing education requirements. The restoration fee shall be established by the board and shall be due upon application for restoration. The restoration fee shall be in addition to all accrued renewal fees. Any license which has not been restored within five years following its expiration may not be renewed, restored, or reissued thereafter. The holder of such a cancelled license may apply for and obtain a valid license only upon compliance with all relevant requirements as prescribed by this chapter or by rule for issuance of a new license.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §9; Act 2010-540, p. 932, §1.)

Section 34-36-10 Expiration of suspended licenses.

A suspended license is subject to expiration and must be renewed or restored as provided in this chapter during the term of suspension.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §10.)

Section 34-36-11 Fees.

The board is empowered to establish and charge reasonable fees for the administration of examinations, issuance of all active and inactive licenses, and supplying information to applicants, licensees, and the general public. Such fees shall be commensurate with the cost of fulfilling the duties of the board as defined in this chapter.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §11.)

Section 34-36-12 Display of licenses.

Every person holding a license issued by the board shall display it in a conspicuous manner at his or her principal place of business.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §12.)

Section 34-36-13 License required; exemptions.

(a) No person shall engage in the electrical contracting business or perform work as a master or journeyman electrician unless such person shall have received a license from the board or from the county or municipality where the electrical contracting work is being performed; provided, however, the provisions of this chapter shall not apply:

(1) To the installation, construction, or maintenance of power systems for the generation and secondary distribution of electric current constructed under the provisions of the National Electrical Safety Code which regulates the safety requirements of utilities.

(2) To the installation, construction, maintenance, or repair of telephone or signal systems by or for public utilities or their corporate affiliates, when such work pertains to the services furnished by such utilities.

(3) To any technician employed by a municipal franchised CATV system.

(4) To any master or journeyman electrician employed by a state licensee of the board or a licensee of a county or municipality where the contract work is being performed.

(5) To the owner of any premises or an employee of any such owner when performing electrical work or installing, constructing, maintaining, altering, or repairing electrical wiring, equipment, or apparatus on such premises.

(6) To an employee of an electric utility when installing or repairing electric appliances and equipment for a customer.

(7) To any retail merchant, or its employees making the installation of or the repair or maintenance on any appliance that the merchant has sold; or to any modular or manufacturer of the housing industry within the state which is regulated by state and federal governments.

(8) To the installation, construction, or maintenance of systems that operate on 25 volts or less.

(9) To the installation, construction, or maintenance of direct broadcast satellite services.

(b)(1) No license shall be issued by the board without an examination of the applicant for the purpose of ascertaining his or her qualifications for such work, but no such examination shall be required for the annual renewal of such license.

(2) This section shall in no way prohibit the governing authorities of each county and municipality in the State of Alabama from exercising their authority to require any person engaging in the electrical contracting business or performing work as a master or journeyman electrician to stand and attain a passing grade on an examination administered by such county or municipality to evidence their ability and proficiency to engage in the electrical contracting business or to perform work as a master or journeyman electrician within their jurisdiction; provided, however, that any person who holds a valid statewide license issued by the board shall be deemed qualified and, upon satisfactory proof of the license, shall be allowed to perform forthwith electrical work in any county or municipality under the terms and conditions set forth in this chapter, if such person has the proper county or municipal building permit and business license.

(c) All persons performing work under a license issued by the board must abide by all state and local laws and ordinances.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §13; Acts 1988, No. 88-129, p. 184, §1; Act 2010-540, p. 932, §1.)

Section 34-36-14 Electrical Appeals and Advisory Board; appointment, qualifications, terms and compensation of members; rules for appeals.

Repealed by Act 2010-540, p. 932, §3, effective July 1, 2010.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §14.)

Section 34-36-15 Injunctive power.

Electrical contracting involves activities affecting the public interest and the health, safety, and welfare of the public. Such activities, when engaged in by a person who is not licensed, are a public nuisance and harmful to the public health, safety, and welfare. The board or the district attorney of the circuit where such nuisance exists may bring a petition to restrain and enjoin such unlicensed practice in the district court of the county where such unlicensed person resides. It shall not be necessary in order to obtain the equitable relief provided herein to allege or prove that there is no adequate remedy at law.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §15; Act 2010-540, p. 932, §1.)

Section 34-36-16 Violations; penalties.

(a) It shall be unlawful for any person to violate any provision of this chapter regulating electrical contracting, and any person convicted of such violation shall be punished as prescribed for a Class A misdemeanor.

(b) It shall be unlawful, except as otherwise provided, on or after December 31, 2011, for a person not licensed as an electrical contractor to solicit, represent, seek to perform, or perform those tasks and functions that can only be performed by a licensed electrical contractor in accordance with this chapter.

(c) Subsection (b) shall not apply to an electrical contractor who has taken an examination offered by the board within the preceding 12 months, who holds a license or permit issued by a county or municipal government to perform the tasks and functions that can only be performed by a licensed electrical contractor, and who performs those tasks and functions within the boundaries of the county or municipality that issued the license or permit.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §16; Act 2010-540, p. 932, §1.)

Section 34-36-17 Funding.

There is hereby established a separate fund in the State Treasury to be known as the Alabama Board of Electrical Contractors Fund. All money derived under the provisions of this chapter shall be deposited in this fund and used only to carry out the provisions of this chapter. Such fund shall be paid out only by warrant of the Comptroller upon the Treasurer, upon itemized vouchers, approved by the director of the board; provided, that no funds shall be withdrawn or expended except as budgeted and allotted according to the provisions of Sections 41-4-80 through 41-4-96 and Sections 41-19-1 through 41-19-12, and only in amounts as stipulated in the general appropriation or other appropriation bills. Any funds unspent and unencumbered at the end of any state fiscal year in excess of one hundred thousand dollars (\$100,000) shall be transferred into the State General Fund on or before January 15 of the succeeding year. In addition, there is hereby appropriated from the Alabama Board of Electrical Contractors Fund to the Alabama Board of Electrical Contractors the amount necessary to repay the State General Fund for any and all amounts expended therefrom and such repayment to the State General Fund shall be made as soon as funds are available.

(Acts 1985, 2nd Ex. Sess., No. 85-921, p. 201, §17; Act 2010-540, p. 932, §1.)

Section 34-36-18 Construction of chapter.

This chapter shall not be construed as authorizing the employment of statewide electrical inspectors.

(Act 2010-540, p. 932, §2.)

Professional Services by Vendor

	FY 2015	FY 2016	FY 2017	FY 2018
Data Processing				
Dept. of Finance				
Data Processing	\$ 9,159.45	\$ 11,033.00	\$ 20,953.70	\$ 30,595.70
FRMS	982.98	2,717.16	331.84	88.67
Interfund Contract Program (STAARs)	-	-	36,000.00	9,000.00
Alabama Interactive	-	-	11,102.70	14,011.00
Total Data Processing	10,142.43	13,750.16	68,388.24	53,695.37
Legal Services				
Hendon B. Coody	32,225.00	25,742.50	24,091.75	55,487.33
Henderson & Associates Court Reporter	120.00	-	-	-
Total Legal Support	32,345.00	25,742.50	24,091.75	55,487.33
Administrative Services				
Accounting				
Warren and Company	300,250.55	378,000.00	390,000.00	390,000.00
Advertising				
Raycom Media Inc.	118,495.00	107,555.00	19,900.00	-
AL Assoc. of Plumbing Gas & Mech. Inspectors	999.00	-	750.99	999.00
Legislative Reference Service	100.00	220.00	400.00	100.00
Spectrum Reach	-	-	-	60,000.00
Alabama Media Group	41,435.00	-	-	-
Lin Digital LLC	30,070.02	-	-	-
WSFA	-	-	30,258.38	120,000.00
Education/Training Consultants				
Alabama Interactive	11,712.10	13,127.00	3,730.20	-
Federation of Associations of Regulatory Board	-	-	750.00	-
AL Association of Regulatory Boards	350.00	-	125.00	1,750.00
Nat. Assoc. of St. Contractors Licensing Agencies	-	225.00	-	1,835.00
Prov Inc	31,440.00	18,320.00	28,320.00	29,920.00
Information and Research Service				
Transunion Risk & Alternative	-	-	1,200.00	1,950.00
Mailing				
Dept. of Finance	5.66	18.22	228.02	309.45
Imaging Services				
Business Systems & Consultants	-	8,755.25	-	-

Comptroller Services

Dept. of Finance	1,763.27	1,547.38	1,519.05	1,613.71
Total Administrative Services	536,620.60	527,767.85	477,181.64	608,477.16
Total Professional Services	\$ 579,108.03	\$ 567,260.51	\$ 569,661.63	\$ 717,659.86

Board Members



State of Alabama
The Alabama Board of Electrical Contractors
2777 Zelda Road
Montgomery, AL 36106
(334) 269-9990
Fax (334) 263-6115
www.aecb.alabama.gov

December 17, 2018

Mr. Gerald Dedon
Examiners of Public Accounts
Post Office Box 302251
Montgomery, AL 36130-2251

Dear Mr. Dedon:

Please find the attached list of members of the Board during the examination period.

Should you have any questions or need any additional information, please let me know at your convenience.

Sincerely,

A handwritten signature in blue ink, appearing to be "Keith E. Warren", with a long, sweeping horizontal line extending to the right.

Keith E. Warren
Executive Director

BOARD MEMBER	EXPIRATION	CITY
Mr. Mike Custred	6/30/2020	Bessemer
Mr. Mark Lamborne	6/30/2019	Alexander City
Mr. J. Bruce Taylor	6/30/2020	Tuscaloosa
Mr. Richard Meadows	6/30/2019	Mobile
Mr. Terry L. Wallace	6/30/2019	Dothan
Mr. Johnny Grimes	6/30/2018	Pell City
Mr. Fred J. Moore	6/30/2018	Mobile
Mr. W. Waid (Mac) McCreless, Jr.	6/30/2018	Town Creek
Jesse (Jay) Stutts, III	6/30/2020	Owens Cross Road

Board's Response to Significant Issues



State of Alabama
The Alabama Board of Electrical Contractors

2777 Zelda Road
Montgomery, Alabama 36106
(334) 420-7232
Fax (334) 263-6115

August 21, 2019

Maria L. Catledge
Director, Operational Division
Examiners of Public Accounts
Post Office Box 302251
Montgomery, AL 36130-2251

Dear Ms. Catledge,

Please find the follow responses to the significant issues from the recent examination for the Sunset Committee conducted by your department.

2019-01

The Board did overlook the excess funds transfer of \$2,922.90 for FY 2017 and will transfer the amount along with any excess for FY 2019. The finding will be resolved in November 2019.

2019-02

The Board has eliminated its advertising campaign and is reviewing its financial disbursements very closely. All unnecessary expenditures outside of normal operating expenses have been eliminated. Currently, expenditures are 10% below revenue and the Board's fund balance is \$73,474.93 with anticipated excess to transfer to the General Fund.

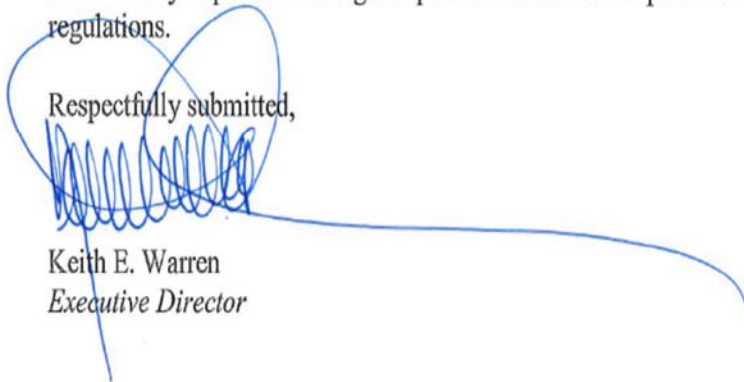
Prior Finding 2009-03

The Board continues to evaluate and discuss solutions to this finding. The Board is working on legislative changes for the 2020 Regular Session and this will be included in the proposed changes. When the law changed to allow provisional licensing, it was not discovered until the licensing process began that testing a provisional licensee would be a detriment to the work force and not an incentive. Therefore, the Board unanimously approved to suspend the examination requirement for provisional licensees. The Board does anticipate a resolution to this issue within the next year. This finding remains unresolved.

Please do not hesitate to contact me should you have any questions or need any additional information. Thank you for your assistance and cooperation. The Board and I greatly appreciate

the service you provide during this process to ensure compliance of all laws, rules and regulations.

Respectfully submitted,



Keith E. Warren
Executive Director