



## **Notice of Proposed Changes to Regulations for Mechanical Administrators**

### **Proposed Regulations - FAQ**

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*April 2021*

#### **1. What are the regulations being proposed? Why are the regulations being amended?**

See each section and the changes below.

#### **12 AAC 39.012(a)(6)-Application for licensure by examination.**

This section is being amended by changing the name and contact information for the mechanical administrator examination testing provider. The company that administers the exam was changed many years ago, this is to make the regulations align with the current examination testing provider.

#### **12 AAC 39.027(3)-License renewal.**

This section is for the license renewal requirements. It is proposed to be amended to require certification instead of providing evidence on the renewal form, showing the licensee has complied with the continuing education (CE) requirements. The purpose of this change is to allow the licensee to certify they have completed the CE without having to list each of the courses on the form. Since ten percent of licensees are randomly selected for audit for CE compliance, there is no need to list the CE courses on the form.

#### **12 AAC 39.202. Qualifications for a mechanical administrator license in the unlimited commercial and industrial plumbing category.**

This section is being repealed and readopted to add another way to qualify for licensure under this category. The new language will allow for a combination of practical experience as a journeyman plumber and management experience. Current regulations allow for either four years of experience in the last six years before the date of application as a journeyman plumber or management experience in plumbing work as a field superintendent or similar position, but the regulations do not

allow for a combination. This will allow an individual to qualify who has been in both positions, by combining experience for a total of four years in the last six years in either position.

**12 AAC 39.242. Qualifications for a mechanical administrator license in the unlimited HVAC/sheet metal category.**

This section is being repealed and readopted to add another way to qualify for licensure under this category. The new language will allow for a combination of practical experience as a journeyman in HVAC work and management experience in HVAC work. Current regulations allow for either four years of experience in the last six years before the date of application as a journeyman or management experience as a field superintendent or similar position, but the regulations do not allow for a combination. This will allow an individual to qualify who has been in both positions, by combining experience for a total of four years in the last six years in either position.

**12 AAC 39.420(c)(1) and (5)-Approved workshops and courses.**

This section is being amended by changing the organizations approved for continuing education. The reason for the change is because the two listed organizations have had name changes since the regulation was last updated in 1999.

**12 AAC 39.440(a)-Report of continuing education.**

This section is regarding reporting of continuing education on the renewal form by listing each individual course the licensee has completed. This aligns with the changes made to 12 AAC 39.027. What this means is the applicant for renewal of a license will no longer be required to list each course on the renewal form. There will be a box to check and a statement certifying the applicant has met the required continuing education.

**12 AAC 39.992(2)-Definitions.**

This section is being amended to clarify the definition for “division” is the division of corporations, business, and professional licensing.

**2. Will these changes affect current licensees?**

Yes. This will make changes to the renewal requirements by removing the requirement to list the continuing education on the renewal form.

**3. Are there any costs to the applicant for these changes?**

No.

**4. What are the positive and negative consequences of the regulations?**

Applicants for licensure will know which testing company is administering the mechanical administrator examination.

Renewal applicants will no longer be required to list the individual continuing education courses on the renewal application, which will save time for the applicant.

There are no negative consequences to the proposed changes.

**When will the new regulations be effective?**

After the public comment deadline, comments received are compiled and given to the Division Director for consideration. The division may adopt the regulation as written/publicly noticed, may amend and adopt them, or choose to take no action, or may withdraw the proposed regulations in part or in its whole. After division action, the adopted regulations go to Department of Law (DOL) for final review/approval. DOL either approves or disapproves regulations. Once approved by DOL, it goes to the lieutenant governor for filing. Regulations takes effect on the 30th day after they have been filed by the lieutenant governor.

Do you have a question that is not answered here? Please email [RegulationsAndPublicComment@alaska.gov](mailto:RegulationsAndPublicComment@alaska.gov) so it can be added.