

NOTICE OF INTENT TO ADOPT PROPOSED AMENDMENTS TO THE  
GEORGIA STATE BOARD OF REGISTRATION OF USED MOTOR VEHICLE  
DEALERS & USED MOTOR VEHICLE PARTS DEALERS RULES,  
CHAPTER 681-13 CONTINUING EDUCATION,  
RULE 681-13-.03 *DIVISION APPROVAL OF A CONTINUING EDUCATION  
PROGRAM,*  
AND NOTICE OF PUBLIC HEARING

TO ALL INTERESTED PERSONS AND PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the Georgia State Board of Board of Registration of Used Motor Vehicle Dealers & Used Motor Vehicle Parts Dealers (hereinafter "Board") proposes amendments to the Georgia State Board of Registration of Used Motor Vehicle Dealers & Used Motor Vehicle Parts Dealers Rules, Chapter 681-13, Continuing Education, Rule 681-13-.03 Division Approval of a Continuing Education Program (hereinafter "proposed rule amendments"). The proposed rule amendments include revisions to Rule 681-13-.03. The Board voted to post this notice of adoption and hearing at its board meeting on January 21, 2008.

The proposed rule amendments provide for electronic submission of seminar attendees by continuing education providers to the Board.

This notice, together with an exact copy of the proposed rule amendments and a synopsis of the proposed rule amendments, is being mailed to all persons who have requested, in writing, that they be placed on a mailing list. A copy of this notice, an exact copy of the proposed rule amendments, and a synopsis of the proposed rule amendments may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m. Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the Georgia State Board of Registration of Used Motor Vehicle Dealers & Used Motor Vehicle Parts Dealers' web page at <http://www.sos.ga.gov/plb/usedcar/>. Copies may also be requested by contacting the Georgia State Board of Registration of Used Motor Vehicle Dealers & Used Motor Vehicle Parts Dealers office at 478-207-2440.

A public hearing will be held at 9:00 a.m. on March 18, 2009 at the office of the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia to provide the public an opportunity to comment upon and provide input into the proposed rule amendments. At the public hearing anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to 5 minutes per person. Additional comments should be presented in writing. Written comments are welcome. Such written comments must be legible and signed, should contain contact information for the maker (address, telephone number

and/or facsimile number, etc.) and be actually received in the office prior to the close of business (5:00 p.m.) on March 11, 2009. Written comments should be addressed to Randall D. Vaughn, Division Director, Secretary of State, Professional Licensing Boards Division, Georgia State Board of Registration of Used Motor Vehicle Dealers & Used Motor Vehicle Parts Dealers, 237 Coliseum Drive, Macon, Georgia 31217. FAX: 478-314-9128.

The proposed rule amendments will be considered for adoption by the Georgia State Board of Registration of Used Motor Vehicle Dealers & Used Motor Vehicle Parts Dealers at its meeting on March 18, 2009 scheduled to begin at 9:30 a.m. at the office of the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia. The Georgia State Board of Registration of Used Motor Vehicle Dealers & Used Motor Vehicle Parts Dealers has the authority to adopt proposed rule amendments to Rule 681-13-.03 pursuant to authority contained in O.C.G.A. §§ 43-47-6 and 43-47-8.

The Board will consider at its meeting on March 18, 2009 whether the formulation and adoption of this proposed rule amendment imposes excessive regulatory costs on any licensee or entity and whether any cost to comply with the proposed rule amendment could be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-47-6 and 43-47-8.

Additionally, at its meeting on March 18, 2009, the Board will consider whether it is legal or feasible in meeting the objectives of O.C.G.A. §§ 43-47-6 and 43-47-8 to adopt or implement differing actions for businesses as listed at O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The Board will consider whether the formulation and adoption of this proposed rule amendment will impact every licensee in the same manner when small businesses are independently owned and operated and not dominant in the field of used motor vehicle dealership.

For further information, contact the Board office at 478-207-2440.

This notice is given in compliance with O.C.G.A. § 50-13-4.

This 5<sup>th</sup> day of February, 2009.

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Randall D. Vaughn  
Division Director  
Professional Licensing Boards

Posted: February 5, 2009

**SYNOPSIS OF PROPOSED AMENDMENTS TO THE  
GEORGIA STATE BOARD OF USED MOTOR VEHICLE DEALERS & USED  
MOTOR VEHICLE PARTS DEALERS RULES,  
CHAPTER 681-13 CONTINUING EDUCATION, RULE 681-13-.03 DIVISION  
APPROVAL OF A CONTINUING EDUCATION PROGRAM.**

Purpose: The purpose of the proposed rule amendments is to provide for electronic submission of seminar attendees to the Board by seminar providers

Main Features: The main features provide for seminar providers to submit electronic lists of attendees of continuing education seminars to the Board.

NOTE: Struck through text is proposed to be deleted. Underlined text is proposed to be added.

**DIFFERENCES BETWEEN THE EXISTING RULE AND  
THE PROPOSED AMENDMENTS TO THE  
GEORGIA STATE BOARD OF USED MOTOR VEHICLE DEALERS & USED  
MOTOR VEHICLE PARTS DEALERS RULES,  
CHAPTER 681-13 CONTINUING EDUCATION, RULE 681-13-.03 DIVISION  
APPROVAL OF A CONTINUING EDUCATION PROGRAM.**

**681-13-.03 Division Approval of a Continuing Education Program.**

(1) In the discretion of the Division, the Division may grant prior approval to any of the following types of educational activities to meet Continuing Education requirements:

- (a) the Division approved seminar(s);
- (b) national or state automobile association sponsored seminars, courses of instruction, or meetings;
- (c) courses related to used motor vehicles at any state certified institution of higher learning;
- (d) seminars or courses related to used cars sponsored or participated in by any state or federal agency;
- (e) any other seminar, course, or meeting which the Division deems to be appropriately related to the used car business.

(2) Requests for approval of any educational activity must be submitted to the Division prior to the date of the educational activity, and shall include a complete and specific description of the educational activity, a description of how it will benefit licensees in conducting their businesses, the number of hours involved, a description of the method which will be used to ensure attendance, and copies of any instructional materials which will be provided to attendees. The proposal shall also include an agreement by the seminar presenter certifying, to the Executive Director of the Division, an accurate electronic attendance report immediately following each offering of the seminar. The Executive Director of the Division shall provide the appropriate format for submission of the electronic attendance report. At the time approval is granted, the Division shall also

determine how many hours of continuing education a licensee may receive by attending the program. At any time the Division deems that a previously approved educational activity is not meeting the requirements for Continuing Education, it may revoke the approval of the activity.

**Authority:** OCGA §§ 43-47-6 and 43-47-8