

**NOTICE OF INTENT TO ADOPT A PROPOSED AMENDMENT  
TO THE GEORGIA STATE BOARD OF HEARING AID DEALERS AND DISPENSERS  
CHAPTER 276-2 EXAMINATIONS, RULE 276-2-.04 CONDUCT OF EXAMINATION,  
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 Hearing Aid Dealers and Dispensers (hereinafter "Board") proposes an amendment to Rule Chapter 276-2 Examinations, Rule 276-2-.04 Conduct of Examination (hereinafter "proposed rule amendment").

This notice, together with an exact copy of the proposed rule amendment and a synopsis of the proposed rule amendment, is being disseminated to all persons who have requested, in writing, that they be placed on a distribution list. A copy of this notice, an exact copy of the proposed rule amendment, and a synopsis of the proposed rule amendment 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 Board website at [www.sos.state.ga.us/plb/hearingaid](http://www.sos.state.ga.us/plb/hearingaid) or by contacting the Board office at 478-207-2440.

A public hearing is scheduled to begin at **8:50 a.m. on Tuesday, September 27, 2016**, in the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217 to provide the public an opportunity to comment upon and provide input into the proposed rule amendment.

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 five (5) minutes per person. Written comments are welcomed. Such written comments must be legible and signed, should contain contact information from 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. EDT) on **Tuesday, September 20, 2016**. Written comments should be addressed to Lisa W. Durden, Division Director, Professional Licensing Boards Division, Georgia State Board of Hearing Aid Dealers and Dispensers, and 237 Coliseum Drive, Macon, Georgia 31217; Fax (866) 888-7127.

The Board will consider the proposed rule amendment for adoption at its meeting scheduled to begin at **8:50 a.m. on Tuesday, September 27, 2016** at the Georgia Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. According to the Department of Law, State of Georgia, the Board has the authority to adopt proposed rule amendment to Board rule 276-2-.04 pursuant to authority contained in O.C.G.A. § 43-20-6.

At its meeting **June 14, 2016**, the Board voted that the formulation and adoption of this rule does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed

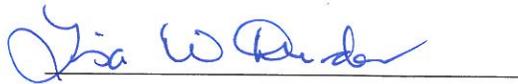
rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. § 43-20-6.

Additionally, at its meeting **June 14, 2016**, the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A. § 43-20-6 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(3)(A), (B), (C), and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed in the field of hearing aid dispensing and dealers.

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

This notice is given in compliance with Section 4(a)(1) of the Georgia Administrative Procedures Act (O.C.G.A. §50-13-4).

This 24 day of August, 2016



Lisa W. Durden  
Director  
Professional Licensing Boards

Posted: 24 AUG 2016

**SYNOPSIS OF PROPOSED CHANGES TO THE GEORGIA STATE BOARD OF  
HEARING AID DEALERS AND DISPENSERS RULE FOR CHAPTER 276-2  
EXAMINATIONS, RULE 276-2-.04 CONDUCT OF EXAMINATION**

**Purpose:** The purpose of this rule amendment is repeal the Board rule entitled “Conduct of Examination”.

**Main Features:** The rule amendment repeals the rule as the Board outsourced the examination, and as a result, changes are required to the Board’s rules.

**DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED  
AMENDMENTS TO THE GEORGIA STATE BOARD OF HEARING AID DEALERS  
AND DISPENSERS RULE FOR CHAPTER 276-2 EXAMINATIONS, RULE 276-2-.04  
CONDUCT OF EXAMINATION**

[Note: underlined text is proposed to be added; lined-through text is proposed to be deleted]

**Rule 276-2-.04 ~~Conduct of Examination~~ Repealed**

~~(1) Before commencing the examination each applicant will draw a number, seal it in an envelope with his name, and deliver the sealed envelope with the corresponding number on the outside to the examiner in charge. Each applicant shall write his number on every sheet containing answers to the examination questions, but not his name, initials, or other means of identification. If an applicant shall sign his name or write his initials or other identification marks upon his examination paper, such action shall be considered as misconduct and shall be sufficient cause for rejection of his paper.~~

~~(2) Each applicant shall sign an attendance slip or other form provided at the beginning of each session of the examination and such signature must be identifiable to the signature of the applicant on his application.~~

~~(3) All supplies necessary for the written examination will be furnished by the Board, and, after use, shall remain the property of the Board.~~

~~(4) Answers in all examinations must be made on blanks furnished by the Board and must be completed within the time allotted for each subject, which will be stated on the examination questions and problems.~~

**Authority:** O.C.G.A. § 43-20-6

**Rule 276-2-.04 Repealed**