

Georgia Auctioneer Commission
Board Meeting Minutes – May 1, 2017 - Teleconference
Professional Licensing Boards Division of the Secretary of State
237 Coliseum Drive, Macon, Georgia 31217

Members Present:

- Charlie Gay, Chair
- Larry “Bo” Benton
- Kim Hagen
- Roy D. Cates Sr., Vice-Chair

Others Present:

- La Trenda Tyler-Jones, Executive Director
- Sandy Barboza, Board Support Specialist

Members Absent:

- Stephen Burton
- Rossie Ross

Note: Visitors are excused during Executive Session unless scheduled for a personal appearance.

OPEN SESSION:

Charlie Gay, Chair, noted a quorum was present (via teleconference), called the meeting to order at 10:05 a.m. and declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§50-14-1 et seq.

Open Session:

Roy Cates moved, Bo Benton seconded, and the Commission voted to approve posting of proposed Rule 55-3-.03 pursuant to O.C.G.A. 43-1-34. The Commission also voted rule that the formulation and adoption of the 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 the statute which are the basis for that proposed rule. Additionally, the Board voted that it is not legal or feasible to meet the objective of the rule’s legal authority to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(A), (B), (C), and (D). The formulation and adoption of this rule will impact every licensee in the same manner and each licensee is independently licensed or owned and operated in the field of auctioneer.

Bo Benton moved, Roy Cates seconded, and the Commission voted to change the meeting scheduled for May 22, 2017 to June 12, 2017.

The next meeting of the Georgia Auctioneer Commission will be held Monday, June 12, 2017 at 10:00 a.m. at 237 Coliseum Drive, Macon, Georgia.

There being no further business, Charlie Gay declared the meeting adjourned at 10:09 a.m.

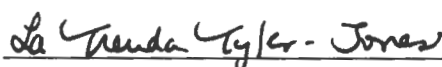
Minutes prepared by: Sandy Barboza, Board Support Specialist

Minutes reviewed and edited by: La Trenda Tyler-Jones, Executive Director

Minutes were approved on: 6/12/17



Charlie Gay, Chair



La Trenda Tyler-Jones, Executive Director

**NOTICE OF INTENT TO ADOPT A PROPOSED AMENDMENT TO THE RULES
AND NOTICE OF PUBLIC HEARING**

**CHAPTER 55-3 APPLICATION FOR LICENSURE,
NEW RULE 55-3-.03 MILITARY SPOUSES AND TRANSITIONING SERVICE MEMBERS**

TO ALL INTERESTED PERSONS AND PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the Georgia Auctioneers Commission (hereinafter "Board") proposes an amendment to Chapter 55-3 Application For Licensure, new Rule 55-3-.03 Military Spouses and Transitioning Service Members, (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 distributed to all persons who have requested, in writing, that they be placed on the interested party notification 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's website page at <http://sos.ga.gov/index.php/licensing/plb/32>, or by contacting the Georgia Auctioneers Commission at 478-207-2440.

Any interested party affected by the rule may present written comments to the Board no later than close of business **June 5, 2017**. Written comments must be legible, signed, and should contain contact information from the maker (address, telephone number, email address, etc.). Written comments should be addressed to Lisa W. Durden, Director, Office of Secretary of State, Professional Licensing Boards Division, Georgia Auctioneers Commission, 237 Coliseum Drive, Macon, Georgia 31217; fax (866) 888-1308. Oral statements presented during the public hearing should be concise and will be limited to five (5) minutes per person.

The Board voted to adopt this Notice of Intent at its **May 1, 2017** meeting. The Board also 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. § 43-1-19; 43-1-25; 43-1-34; 43-1-8; 43-6-12. Finally, the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A. § 43-1-19; 43-1-25; 43-1-34; 43-1-8; 43-6-12 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 or owned and operated in the field of auctioneering.

A public hearing is scheduled to begin at 10:30 a.m. on **June 12, 2017**, 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.

The proposed rule amendment will be considered for adoption by the Georgia Auctioneers Commission at its meeting scheduled to begin at 10:00 a.m. on **June 12, 2017** at the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. According to the Department of Law, State of Georgia, the Georgia Auctioneers Commission has the authority to adopt the proposed rule amendment 55-3-.03 pursuant to authority contained in O.C.G.A. § 43-1-19; 43-1-25; 43-1-34; 43-1-8; 43-6-12.

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 1st day of May 2017.



Lisa W. Durden
Director, Professional Licensing Boards

Posted: 01 MAY 17

**SYNOPSIS OF PROPOSED CHANGES TO THE RULES
CHAPTER 55-3 APPLICATION FOR LICENSURE,
NEW RULE 55-3-.03 MILITARY SPOUSES AND TRANSITIONING SERVICE MEMBERS**

Purpose: The purpose of this proposed new rule is to comply with the mandates of a new Georgia law, O.C.G.A. § 43-1-34.

Main Features: The main features of the proposed new rule amendment are the addition of language for implementation of a process by which military spouses and transitioning service members may qualify for expedited licensure, and to comply with the new code section which mandates that professional licensing boards adopt such rules and regulations no later than July 1, 2017.

**DIFFERENCES BETWEEN THE EXISTING RULE AND THE
PROPOSED AMENDMENTS TO THE RULE
CHAPTER 55-3 APPLICATION FOR LICENSURE,
NEW RULE 55-3-.03 MILITARY SPOUSES AND TRANSITIONING SERVICE MEMBERS**

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

Chapter 55-3 APPLICATION FOR LICENSURE

NEW RULE 55-3-.03 Military Spouses and Transitioning Service Members

(1) As used in this rule, the following terms shall mean:

- a) "Board" means the Georgia Auctioneers Commission.
- b) "License" means any license issued by the Georgia Auctioneers Commission.
- c) "Military" means the United States armed forces, including the National Guard.
- d) "Military spouse" means a spouse of a service member or transitioning service member.
- e) "Service member" means an active or reserve member of the armed forces, including the National Guard.
- f) "Transitioning service member" means a member of the military on active duty status or on separation leave who is within 24 months of retirement or 12 months of separation.

(2) Effective July 1, 2017, military spouses and transitioning service members may qualify for expedited processing of the license application by showing that the applicant is a military spouse or transitioning service member and that the applicant has paid the fee and meets the requirements for a license under the law and rules for the type of license for which the applicant has applied.

Authority: O.C.G.A. § 43-1-19; 43-1-25; 43-1-34; 43-1-8; 43-6-12

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Authority: O.C.G.A. § 43-1-19; 43-1-25; 43-1-34; 43-1-8; 43-6-12