

NOTICE OF INTENT TO ADOPT PROPOSED AMENDMENTS AND NOTICE OF PUBLIC HEARING

Rule 295-2-.04. Licenses Expiring December 31 - Odd Years Rule 295-15-.02 Long-Term Care Facility Administrators

TO ALL INTERESTED PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the Professional Licensing Boards Division of the Office of Secretary of State (hereinafter “agency”) proposes to adopt amendments to the above referenced rules (herein after “proposed rule”).

This notice, an exact copy of the proposed rule(s), and a synopsis of the proposed rule(s) are being sent to all persons who have requested, in writing, to be included on a notification list. This notice, an exact copy of the proposed rule(s), and a synopsis of the proposed rule(s) may also 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. The documents will also be available for review on the website at <https://sos.ga.gov/page/general-provisions-and-joint-secretary-proposed-rules>. Copies may also be requested by contacting the office at (404) 424-9966.

The public will have an opportunity to comment upon and provide input into the proposed rule amendment(s) at a public hearing to be held at 1 p.m. on July 12, 2022, in the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. If the office remains closed due to the public health emergency (COVID-19), the hearing will be held via teleconference. Please see the website for information on how to join the meeting via teleconference.

Interested parties affected by the rule(s) may submit written comments no later than close of business on July 5, 2022. Written comments must be legible, signed, contain contact information from the maker (address, telephone number, email address), and addressed to Gabriel Sterling, Interim Division Director, Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. Written comments may be faxed to (866) 888-9718.

During 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 will be limited to five (5) minutes per person.

The committee voted to post this Notice of Intent at its meeting on June 7, 2022. The committee also voted that the formulation and adoption of this rule amendment(s) do not impose an excessive regulatory cost on any licensee, and any cost to comply with the proposed rule amendment cannot be reduced by a less expensive alternative that fully

accomplishes the objectives of O.C.G.A. §§ 43-1. Additionally, the committee voted that it was neither legal nor feasible in meeting the objectives of O.C.G.A. §§ 43-1 to adopt or implement differing actions for businesses as listed in O.C.G.A. § 50-13-4(a)(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 their fields.

For further information, contact the Board office at (404) 424-9966.

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

This the 7th day of June, 2022



Gabriel Sterling
Interim Division Director
Professional Licensing Boards Division

Posted: June 7, 2022

SYNOPSIS OF PROPOSED CHANGES

Purpose/Main Features: The purpose of this rule amendment is to correct an outdated Board name.

DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS

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

Rule 295-2-.04. Licenses Expiring December 31 - Odd Years

The following licenses expire on December 31 of the odd numbered years, effective as of the 2021 renewal cycle:

- (a) Forestry; with a lapsed, late renewing period from January 1 to January 31 of even years;
- (b) Geology; with a lapsed, late renewal period from January 1 to January 31 of even years;
- (c) ~~Nursing Home Administrators~~ Long-Term Care Facility Administrators; with a lapsed, late renewal period from January 1 to January 31 of even years;
- (d) Hearing Aid Dealers and Dispensers; with a lapsed, late renewal period from January 1 to January 31 of even years;
- (e) Optometry; with a lapsed, late renewal period from January 1 to January 31 of even years;
- (f) Physical Therapy; with a lapsed, late renewal period from January 1 to January 31 of even years;
- (g) Used Motor Vehicle Parts Dealers, Dismantlers, Rebuilders and Salvage Dealers; with a lapsed, late renewal period of January 1 to January 31 of even years.

Authority: O.C.G.A. 43-1-4.

SYNOPSIS OF PROPOSED CHANGES

Purpose/Main Features: The purpose of this rule amendment is to correct an outdated Board name.

DIFFERENCES BETWEEN THE EXISTING RULE AND THE PROPOSED AMENDMENTS

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

295-15-.02 ~~Georgia State Board of Nursing Home Administrators.~~ Long-Term Care Facility Administrators

1. Any licensee who holds a current license and who is not practicing as a ~~nursing home administrator~~ Long-Term Care Facility Administrators may request the Board to place that license into an "inactive status" upon written application to the Board and payment of a non-refundable inactive status application fee. See fee schedule. The Board, in its sole discretion, may grant or deny the request for inactive status. Any licensee whose license is on inactive status may not engage in the practice of ~~nursing home administration or serve as the administrator of record of a nursing home.~~ Long-Term Care Facility Administration.
2. In order to reactivate an inactive license, submit the appropriate application, forms, and fee to the Board.
 - (a) If a license is inactive for twelve (12) months or less, but no more than twenty-four months (24), the applicant must submit forty (40) hours of Continuing Education "CE" obtained since the Board's last renewal period.
 - (b) If a license is inactive for twenty-four (24) months, but not more than thirty-six (36) months, eighty (80) hours of CE obtained since the Board's last renewal period must be submitted to the Board.
 - (c) If the license has been inactive more than thirty-six (36) months, the applicant must meet current requirements and either submit eighty (80) hours of CE since the Board's last renewal period, OR take and pass the national exam.
 - (d) If the inactive license holds an active license from the Georgia Board's approved state's list and has been employed for one year as a ~~Nursing Home Administrator~~ Long-Term Care Facility Administrators prior to the date of the application, then the applicant must submit an application, fee, and verification of an active, current license from the state or jurisdiction in which the license is held.

Authority: O.C.G.A. Section 43-1-22

