

**NOTICE OF INTENT TO ADOPT RULE OF THE GEORGIA STATE BOARD OF DENTISTRY  
RULE 150-12-.02 *BAD CHECKS* 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 Dentistry (hereinafter "Board") proposes a new Rule to Georgia Board of Dentistry Rules: Rule 150-12-.02 BAD CHECKS (hereinafter "proposed rule").

This notice, together with an exact copy of the proposed rule and a synopsis of the proposed rule, is being forwarded to all persons who have requested, in writing, that they be placed on an interested parties list. A copy of this notice, an exact copy of the proposed rule, and a synopsis of the proposed rule 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 Department of Community Health at 2 Peachtree Street NW, Atlanta, Georgia, 30303. These documents will also be available for review on the Georgia State Board of Dentistry's web page at <http://gbd.georgia.gov/>.

A public hearing is scheduled to begin via teleconference at 12:00 PM on August 15, 2014 at the Department of Community Health at 2 Peachtree Street NW, Atlanta, Georgia, 30303 to provide the public an opportunity to comment upon and provide input into the proposed rule. 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. To ensure their consideration, written comments must be received prior to August 8, 2014. Written comments should be addressed to Executive Director of the Georgia State Board of Dentistry at 2 Peachtree Street NW, Atlanta, Georgia 30303 FAX: 678-717-6435. You may email your comments to [tbattle@dch.ga.gov](mailto:tbattle@dch.ga.gov).

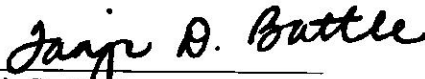
The proposed rule will be considered for adoption by the Georgia State Board of Dentistry at its meeting via teleconference scheduled to begin at 12:05 PM on August 15, 2014 at the Department of Community Health at 2 Peachtree Street NW, Atlanta, Georgia, 30303. According to the Department of Law, State of Georgia, the Georgia State Board of Dentistry has the authority to adopt the proposed rule pursuant to authority contained in O.C.G.A §§ 43-1-3, 43-1-7, 43-11-2.1, 43-11-7, 43-11-43, 43-11-46, 43-11-47, 43-11-70, 43-11-70.1, 43-11-71.1, 43-11-73, 50-13-3.

At its meeting on June 13, 2014, the Board voted that the formulation and adoption of these amendments do not impose excessive regulatory cost on any licensee and any cost to comply with the proposed amendments cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A §§ 43-11-7, 43-11-9. The formulation and adoption of these amendments will impact every licensee in the same manner, and each licensee is independently licensed, owned and operated and dominant in the field of dentistry.

For further information, contact the Board office at 404-651-8000.

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

This 15th day of July, 2014.

  
\_\_\_\_\_  
Tanja D. Battle  
Executive Director  
Georgia Board of Dentistry

Posted: July 15, 2014

**SYNOPSIS OF PROPOSED RULE OF THE GEORGIA STATE BOARD OF DENTISTRY  
RULE 150-12-.02 *BAD CHECKS***

Purpose of Rule: The purpose of this rule is to require payment in full prior to the issuance or renewal of a license.

Main Features: The main feature of this rule is to permit the Board to refuse to issue a license where an applicant has submitted a bad check.

**PROPOSED RULE OF THE GEORGIA STATE BOARD OF DENTISTRY  
RULE 150-12-.02 *BAD CHECKS***

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

**150-12-.02 Bad Checks**

(1) It is the policy of the Board of Dentistry to pursue its legal remedies under O.C.G.A. § 16-9-20 when a bad check is issued in payment of examination, license or renewal fees, application fees, or similar fees, and to take such other action as is outlined in 150-12 and regulations. Any person issuing a bad check will be subject to the service charge as provided in O.C.G.A. § 16-9-20 (a)(2).

(2) If an applicant for licensure by credentials issues a bad check to cover required licensure fees, such applicant shall not be issued a license until the applicant has paid the appropriate fees and the service charge. If a license is issued prior to determining that the applicant issued a bad check, such license will be deemed to have been issued in error and deemed not current unless the applicant pays the licensure fees and service charge within ten (10) days after the applicant has received a notice mailed by certified or registered mail. The applicant must pay the licensure fees and the service charge by cashier's check or money order.

(3) If a licensee attempts to renew a license by the issuance of a bad check, the license will not be renewed until the licensee pays all fees due including any applicable late renewal fees plus the service charge. If the license is renewed and reissued to the licensee prior to determination that the licensee issued a bad check, the licensee will be notified by certified or registered mail that the renewed license will be deemed not current unless the licensee remits all fees due for renewal plus the service charge within ten (10) days after receipt of notice. The licensee must pay the fees and service charge by cashier's check or money order.

Authority: O.C.G.A. §§43-1-3, 43-1-7, 43-11-2.1, 43-11-7, 43-11-43, 43-11-46, 43-11-47, 43-11-70, 43-11-70.1, 43-11-71.1, 43-11-73, 50-13-3.