

## **375-5-5-.05 Suspension, Revocation, or Cancellation of ~~Chauffeur's~~ a For-hire License Endorsement**

(1)

(a) If at the time of application the applicant is charged with any offense that a conviction for which would result in said applicant's ineligibility for certification a For-hire license endorsement, consideration of the application shall be suspended until entry of a plea or verdict or dismissal of said charge.

(b) If after the issuance of a permit For-hire license endorsement a person is charged any offense that a conviction for which would result in said applicant's ineligibility for certification, the permit For-hire license endorsement may be suspended pending disposition of such charge. If the person is convicted of such charge, the permit For-hire license endorsement shall be revoked.

(c) The Department shall send written notice to the chauffeur For-hire license endorsement holder of the suspension, revocation, or denial of his or her application for a limousine chauffeur's For-hire license endorsement. The Department also shall send written notice of such withdrawal to the employer of such chauffeur. Appeals of such actions shall be subject to the process outlined in Ga. Comp. R. & Regs. 375-3-3-.04.

(2) A chauffeur's For-hire license endorsement may be suspended or revoked if it is found that the bearer gave false information on his or her application.

(3) The Department may at any time, after notice and opportunity to be heard, suspend or revoke any chauffeur's For-hire license endorsement, if it shall be made to appear that the holder has willfully violated the rules and regulations prescribed by the Department.

(4) If the Georgia driver's license of the chauffeur's For-hire license endorsement holder is suspended by the Department, the chauffeur permit For-hire license endorsement will not be valid while the Georgia driver's license is under suspension, revocation, or cancellation.

**Authority: O.C.G.A. §§40-5-39; 40-16-5.**

## **SYNOPSIS**

### **STATEMENT OF PURPOSE AND MAIN FEATURES OF PROPOSED RULE**

The Purpose of this amendment is to incorporate the statutory changes resulting from the enactment of House Bill 225, Section 2 of the 2015 Session of the Georgia General Assembly.

### **DIFFERENCE BETWEEN EXISTING AND PROPOSED RULES**

DDS Rule 375-5-5-.05 "Suspension, Revocation, or Cancellation of Chauffeur's Endorsement" has been renamed "Suspension, Revocation, or Cancellation of a For-hire License Endorsement". The term "For-hire" replaces "chauffeur" to reflect legislative changes from House Bill 225. "For-hire endorsement" replaces "certification", "permit" and "chauffeur's permit". Additionally, the provision that provided that written notice be sent to employers has been removed.