

### **420-5-.03 Revocations; Suspension.**

Any violation of the provisions of law governing Optical Dispensing or of any rules and regulations of the Board of Dispensing Opticians shall be cause for suspension or revocation of the license of the offender. Upon a verified complaint against any dispensing optician of such violation, the Board after careful investigation, may conduct a hearing to determine whether the license of such practitioner shall be suspended or revoked. At least fifteen days prior to holding such hearing written notice thereof shall be transmitted to the person charged by course of United States Registered Mail, with return receipt requested, addressed to him at the last known place of residence. The notice shall recite the nature of the charge, the act or acts of the practitioner complained of, the provision of law or the regulation of the Board charged to have been violated, and the day, hour, and place at which the hearing will be held. The person charged shall be afforded opportunity to be present in person and by counsel at such hearing, with such witnesses as he may desire to produce. The Board may summon witnesses to testify to facts pertinent to the inquiry. Proceedings at the hearing shall be recorded and transcribed, and the person charged shall be entitled to receive upon request a copy of such transcription. If the Board, upon consideration, shall determine that the person charged has been guilty of a violation of the provision of the statute or the rule of the Board specified in the notice, the Board shall suspend or revoke any certificate and any license which may be issued to such person, otherwise the complaint shall be dismissed. Upon such suspension or revocation the Board may in its discretion impose such terms and conditions as in its judgement shall be considered just. Any action taken as a result of such hearing shall have the concurrence of a majority of the Board. In addition, the provisions of the Georgia Administrative Procedure Act dealing with contested cases are applicable.

Authority. Ga. L. 1956, pp. 148, 151, 156. **History.** Original Rule entitled "Revocation; Suspension" was filed and effective on June 30, 1965.