

505-6-.02 REINSTATEMENT OR RENEWAL OF A SUSPENDED OR REVOKED CERTIFICATE

(1) Re-application following the denial of a certificate.

(a) If an application is denied according to the stipulations of 505-6-.01 (5) (a) 3. and 4., a certificate will automatically be granted upon notification by the court, DHR, or the Georgia Higher Education Assistance Corporation to do so provided current certification requirements are met.

(b) If application for a certificate is denied on the same grounds for which a certificate may be revoked or suspended, except under stipulations addressed in 505-6-.01 (5) (a) 3. and 4., any subsequent application for a certificate will not be considered earlier than two years from the date of the denial. Any subsequent petition may not be filed earlier than one year from the date of the previous denial. However, the commission in its discretion may establish a shorter time period before re-application

(c) Any person whose certificate has been denied may petition for the right to reapply for a certificate by submitting sufficient evidence to the Professional Standards Commission that the reason or reasons for the denial have ceased to be a factor in the performance or conduct of the educator seeking a certificate. The Commission may consider the request based solely upon the written submission of the educator or his/her authorized representative and without conducting an oral hearing. If the Commission approves the petition to apply for a certificate, then the individual must satisfy all current certification requirements.

(2) Reinstatement of a suspended certificate.

(a) If the certificate was suspended according to the stipulations of 505-6-.01 (5) (a) 3. and 4., it will be reinstated automatically when the commission is notified by the court, DHR, or the Georgia Higher Education Assistance Corporation to do so provided the certificate has not expired during the period of suspension. If the certificate has expired, current applicable PSC certification requirements must be met prior to reinstatement.

(b) A suspended certificate is automatically reinstated at the end of the suspension period, provided that it did not expire during that time. If the certificate expired during the period of suspension, a new certificate may be secured at the end of the suspension period by making application and by meeting the current applicable certification requirements of the Professional Standards Commission.

(c) Any person whose certificate has been suspended may petition for early reinstatement of a suspended certificate or for early renewal of an expired certificate by submitting sufficient evidence to the Professional Standards Commission that the reason or reasons for the suspension have ceased to be a factor in the performance or conduct of the educator seeking reinstatement. The Commission may consider the request based solely upon the written submission of the educator or his/her authorized representative and without conducting an oral hearing.

(3) Revocation of a certificate is permanent subject to the following provisions:

- (a) Any person whose certificate has been revoked may petition for the right to apply for a new certificate by submitting sufficient evidence to the Professional Standards Commission that the reason or reasons for the revocation have ceased to be a factor in the performance or conduct of

505-6-.02

Page 2

the educator seeking a new certificate. The Commission may consider the request based solely upon the written submission of the educator or his/her authorized representative.

- (b) A period of three years must elapse from the date of the certificate revocation before a petition to apply for a new certificate will be considered. If the initial petition to apply for a new certificate is denied, any subsequent petition to apply for a new certificate may not be filed earlier than two years from the date of the previous denial. The Professional Standards Commission reserves the right to consider the time to apply after the initial three-year period on a case-by-case basis. If the Professional Standards Commission approves the petition to apply for a new certificate, then the individual must satisfy all current certification requirements.

Authority O.C.G.A. §20-2-200; 20-2-981 through 20-2-984.5.