

### **375-1-1-.02 Service of Process.**

(1) Appeals to the superior courts from a final agency decision under the Administrative Procedure Act, whether rendered by the Office of State Administrative Hearings pursuant to O.C.G.A. § 50-13-41(e)(3) or by the agency itself, shall be served on the Department by personal delivery to the Legal Services Section of the Department at 2206 East View Parkway, Conyers, Georgia 30013, or by mail to the Department of ~~Motor Vehicle Safety~~ Driver Services, Legal Services Section, P. O. Box 80447, Conyers, Georgia 30013. Service upon any other person, agency, or entity shall not be considered service on or notice to the Department of the action for the purpose of appeals of contested cases under the Act. The party or counsel shall also furnish a copy of the appeal by mail to the Office of State Administrative Hearings and to the Department of Law, Public Safety Section, 40 Capitol Square, SW, Atlanta, Georgia 30334-1300.

(2) Appeals to the Superior Court from a final agency decision not governed by the Administrative Procedure Act shall be served on the Department by personal service to the Legal Services Section of the Department of ~~Motor Vehicle Safety~~ Driver Services at 2206 East View Parkway, Conyers, Georgia 30013. Service on any other person, agency, or entity shall not be considered service or notice to the Department of the action for the purpose of the appeal. The party or counsel shall also furnish a copy of the appeal by mail to the Department of Law, Public Safety Section at 40 Capitol Square, SW, Atlanta, Georgia 30334-1300.

(3) Service of process of all other actions to which the Department or its Commissioner are named as parties shall be as provided by law.

(4) The General Counsel, Director of Legal Services, Assistant General Counsel, Deputy General Counsel, and Deputy Director of Legal Services, and such other persons as may be designated by the Commissioner, are authorized to accept service of process on behalf of the Department and the Commissioner.

Authority: O.C.G.A. §§ 40-16-1 et. seq.

## **SYNOPSIS**

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

In 2005, House Bill 501 created the Georgia Department of Driver Services as a successor to the Department of Motor Vehicle Safety.

### **DIFFERENCES BETWEEN EXISTING AND PROPOSED RULES**

The Amendment replaces the Department of Motor Vehicle Safety with the Department of Driver Services.