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Georgia Public Service Commission

DOCKET# 55933
DOCUMENT# 220310

FINAL ORDER REPEALING RULE

TO: (a) Legislative Counsel – State of Georgia
(b) Affected Commission Staff
(c) All Parties on the Commission's Rulemaking Mailing Lists

FROM: Georgia Public Service Commission
244 Washington St., S.W.
Atlanta, Georgia 30334

Docket No. 55933: Notice of Proposed Rulemaking to Repeal Rule 515-13-.01 Motor Carrier Assistance Program Grant

All interested parties are hereby notified pursuant to Ga. Laws 1964, pp. 338, 342, as amended (Official Code of Georgia Annotated ("O.C.G.A.") § 50-13-4) that the Georgia Public Service Commission has repealed a rule regarding grant programs.

BY THE COMMISSION:

Whereas, during its October 16, 2024 Administrative Session, the Commission approved the repeal of Commission Utility Rule 515-13 Grant Programs.

Whereas, copies of written notices of the proposed rule previously were mailed to all interested persons on the mailing list of the Commission pursuant to O.C.G.A. § 50-13-4(a)(1); and

Whereas, a copy of said notice was furnished to the Legislative Counsel of the State of Georgia, pursuant to O.C.G.A. § 50-13-4(e); and

Whereas, the Commission provided parties with the opportunity to provide written comments and to request a hearing to present oral comments on the proposed repeal of the rule;

WHEREFORE IT IS ORDERED, that Commission Utility Rule 515-13 Grant Programs is hereby repealed as shown below:

RULES OF GEORGIA PUBLIC SERVICE COMMISSION

~~**Subject 515-13 GRANT PROGRAMS**~~

~~**Rule 515-13-.01. Motor Carrier Assistance Program Grant**~~

~~(1) Sec. 402 of the Surface Transportation Assistance Act, of 1981 (Pub. L. 97-424)~~

~~(2) General Scope and Purpose of the Grant Program. The general scope and purpose. of the grant program is to provide funding for traffic law enforcement and inspection of commercial motor vehicle in conjunction therewith to reduce the number of traffic accidents, deaths, injuries, and the amount of property damage.~~

~~(3) General Terms and Conditions of the Grant. The general terms and condition's of a grant funded through Motor Carrier Safety Assistance Program funds are:~~

~~(a) Funds are only available for safety inspections of commercial motor vehicles performed pursuant to traffic stops, e.g., improper lane changes, speeding, following too closely, etc.~~

~~(b) Funds are granted annually and are conditioned on approval of applicant's enforcement plan and available funds. Monies are conditioned on allocation of federal funding and satisfactory performance.~~

~~(c) Must have authority to effect traffic stops and inspect commercial motor vehicles.~~

~~(d) Funds required for match as follows: 80% GPSC 20% Local~~

~~(4) Eligible recipients of the Grant. Any state or local government enforcement agency with authority to perform traffic enforcement on commercial motor vehicles.~~

~~(5) Criteria for the award. Volume and type of commercial motor vehicle traffic; number, frequency and severity of accidents involving commercial motor vehicles; fatalities, injuries and property damage resulting from commercial vehicle accidents; objectives to be achieved through use of the funds.~~

~~(6) Directions and Deadlines for Applying. Request for funds and enforcement plans must be received no later than June 15. Requests for information on applying should be made to Georgia Public Service Commission, Attn: Lucia A. Ramey, Suite 310, 1007 Virginia Avenue, Hapeville, Georgia 30354-5702.~~

Statutory Authority: O.C.G.A. § 46-2-20.

* * * * *

WHEREFORE IT IS ORDERED, that the Commission hereby repeals Utility Rule 515-13 Grant Programs.

ORDERED FURTHER, that said repealed rule having been published as provided in O.C.G.A. § 50-13-3(b) shall be filed with the Administrative Procedure Act Division of the Secretary of State as provided in O.C.G.A. § 50-13-6(b).

ORDERED FURTHER, that any motion for reconsideration, rehearing, or oral argument or any other relief shall not stay the effective date of this Order, unless otherwise ordered by the Commission.

ORDERED FURTHER, that jurisdiction over this matter is expressly retained for the purpose of entering such further Order or Orders as this Commission may deem just and proper.

The above by action of the Commission in its Administrative Session on the 16th day of October 2024.

Sallie Tanner
Executive Secretary

10-31-24
Date

Jason Shaw
Chairman

10-31-24
Date