



# Georgia Department of Agriculture

Capitol Square • Atlanta, Georgia 30334-4201

**Gary W. Black**  
Commissioner

**DATE:** October 2, 2013

**ACTION:** Notice of Intent to Consider the Adoption of an Amendment to Rule 40-9-2-.03

**TO ALL INTERESTED PERSONS AND PARTIES:**

Pursuant to the Official Code of Georgia Annotated, O.C.G.A. § 50-13-4, notice is hereby given that the Georgia Department of Agriculture will be accepting written comments regarding a proposed amendment to Rule 40-9-2-.03 relating to “Personal Conduct” at the State Farmers’ Markets. The Department will be accepting written comments from October 2, 2013, to close of business (4:30 p.m. EDT) on November 1, 2013.

**SYNOPSIS, MAIN FEATURES AND DIFFERENCES:**

The Department is proposing to amend Rule 40-9-2-.03 entitled “Personal Conduct” by providing for the sampling and sale of alcoholic products produced in Georgia by a Georgia based company during special events at the State Farmers’ Markets for promotion and sale of Georgia products. Retail sales of such products are permitted for off premises consumption but there shall be no sales by the drink, only samples may be given. Vendors interested in participating at such special events will be required to submit a request in writing with a description of the product to be marketed to the Market Manager at least thirty (30) days prior to the event. All requests shall be subject to review by the Commissioner or his appointee. Participating vendors shall be responsible for obtaining any licenses or permits as may be required for such sales.

**COMMENT PERIOD AND ADDITIONAL INFORMATION:**

The Department will be accepting written comments from October 2, 2013, to close of business (4:30 p.m. EDT) on November 1, 2013. Comments will be considered on November 4, 2013. Please submit written comments to:

Jack Spruill  
Division Director  
Marketing Division  
Georgia Department of Agriculture  
19 Martin Luther King, Jr. Drive  
Atlanta, Georgia 30334  
Telephone Number: 404-656-3368  
FAX Number: 404-463-6428

Interested persons may call or submit a written request to obtain a copy of the proposed rule. A copy of the synopsis and the proposed rule may be downloaded from the Georgia Department of Agriculture website at [www.agr.georgia.gov](http://www.agr.georgia.gov).

This notice is given in compliance with the Georgia Administrative Procedure Act, O.C.G.A. § 50-13-4.