

MINUTES OF THE ARKANSAS MOTOR VEHICLE COMMISSION

**Business Meeting
101 East Capitol Avenue, Suite 204
Little Rock, Arkansas**

March 27th, 2013

The regularly scheduled meeting of the Arkansas Motor Vehicle Commission was called to order at 9:30 a.m. by Chairman Sandy Stroope via teleconference. Staff present were Executive Director Greg Kirkpatrick, Secretary Angela Stoffer, Investigator Otis Hogan, and Legal Counsel Mark Ohrenberger. All Commissioners were present during the teleconference with the exception of Commissioners Burks, Jones, and Noel.

The minutes from the January 16th, 2013, meeting were reviewed and approved unanimously as written following a proper motion and second.

The Commission unanimously approved the expenditures for the March 27th, 2013, meeting following a proper motion and second.

The fiscal reports were reviewed and approved unanimously following a proper motion and second.

Director Kirkpatrick reviewed an article listed in the December 24th, 2012, edition of Automotive News that referenced a Chevrolet dealer in Oklahoma that sold his dealership rather than change the façade and interior to comply with General Motor's facilities standards. This article reflects the concerns of the Commission and its counterparts in several states regarding the requirements by manufacturers to require costly upgrades to current facilities to qualify for the EBE incentive dollars.

Director Kirkpatrick presented a Dealer License Comparison report that reflected last year's renewals and this year's renewals for new motor vehicle dealers and their employees. The Commission then reviewed a comparison summary of revenue from 2012 to 2013. Both comparison reports showed a consistent licensee number and revenue.

Director Kirkpatrick presented the Ad Hoc Committee findings to the Commission. These findings included two Notices of Violation to separate dealerships for advertising violations. One Notice of Violation included a \$2500.00 fine, and the other Notice of Violation included \$2000.00 fine. The Commission unanimously approved these recommendations.

Director Kirkpatrick updated the Commission on bills currently before the Legislature. The Commission is supporting the following bills:

- Act 36 is the Commission's budget and has been approved;
- SB776 is the Commission's bill and updates definitions of current statutes, clarifies the dealer service and handling fee to fleet sales, and extends the amount of time from five (5) to seven (7) years that a dealer will qualify for incentives after improving dealer's facilities;
- SB 934 is a Commission bill and is the Arkansas RV Franchise Act.;
- SB688 is a bill that will amend the tax applicable to long-term rentals of vehicles;

The Commission is opposing the following bills:

- HB1786 which clarifies the conflicts of interest for state boards, commissions, and entities receiving state funds; and
- HB2138 is a shell bill that involves selling vehicles that are not in the possession of the dealership at the time of the sale.

Director Kirkpatrick congratulated Commissioners Blankenship and Futrell on their re-appointment to the board.

Director Kirkpatrick informed the Commission that Investigator Hogan has taken a new position with the Arkansas Attorney General's Office and will leave on April 5th, 2013. The Commission congratulated Mr. Hogan and thanked him for his service.

Chairman Stroope accepted a motion and second to adjourn the meeting.

These minutes are subject to approval by
The Arkansas Motor Vehicle Commission

Sandy Stroope, Chairman
Bobby Ferguson, Vice Chairman
Joy Blankenship, Secretary