

MINUTES OF A MEETING
OF THE
OKLAHOMA MOTOR VEHICLE COMMISSION

The Oklahoma Motor Vehicle Commission met in a regular session at 10:00 a.m. November 10, 2009 in the Conference Room of the Northwest Office Center, 4334 N.W. Expressway in Oklahoma City. Chairman David Howe called the meeting to order. A roll call was held; members present were Bruce Barber, Greg Cable, Gene Chumbley, Randy Coy, David Howe, Steve Kissee, Dick Reynolds, and Terry Reynolds. Member absent was Butch Mellor.

The Chairman announced that there were enough members present to constitute a quorum. Also present were Roy Dockum, Executive Director, Marilyn Maxwell, Deputy Director, and Sandra Balzer from the Office of the Attorney General.

Each Commission Member had received a copy of the **Minutes** of the October 13, 2009 Commission Meeting. Dick Reynolds made a motion, seconded by Terry Reynolds, to approve the Minutes. The Chairman called for a roll call vote; votes were as follows:

Bruce Barber – aye	Randy Coy – aye	Dick Reynolds – aye
Greg Cable – aye	David Howe – aye	Terry Reynolds – aye
Gene Chumbley – aye	Steve Kissee – aye	

Motion carried unanimously.

The **Claims** and **Financial Statements** for the month of October 2009 were presented by the Director. A motion to approve both was made by Steve Kissee, seconded by Gene Chumbley. The Chairman called for a roll call vote; votes were as follows:

Bruce Barber – aye	Randy Coy – aye	Dick Reynolds – aye
Greg Cable – aye	David Howe – aye	Terry Reynolds – aye
Gene Chumbley – aye	Steve Kissee – aye	

Motion carried unanimously.

Director's Report:

The Director updated the Board on the ongoing litigation, as had been reported in the media, between the Oklahoma Tax Commission and a group of LSV dealers regarding the validity of state tax credits for certain LSVs.

Roy also reported that the Oklahoma RV Dealers Association is hoping to sponsor legislation this coming session which would create RV specific sections of law and would also bring travel trailer dealers under OMVC regulation. The RVDA is looking at “model” laws recently passed in Michigan, Florida, and other states as possible templates for Oklahoma.

Discussion Regarding Salesperson Licensing of Non-Dealership Employees:

The Director and the members of the Board discussed salesperson licensing issues related to individuals who are not employees of the dealership. Specifically, when properly applied for, the OMVC has been issuing licenses to spouses of owners and dealers; however, there has been questions regarding whether the same policy should extend to spouses of non-owner General Managers. After questions and discussion, the Board decided not to take any action until further study and discussion could take place at a future OMVC meeting.

Consideration of Fines:

The Commission considered the following offer to pay a fine in lieu of a hearing:

- 1) Trinity Trikes & Customs, Moore. \$250.00 for an unlawful off-premise display event violation

Dick Reynolds made a motion, seconded by Bruce Barber, to accept the offer to pay a fine in lieu of a hearing, as recommended by the Director. The Chairman called for a roll call vote; votes were as follows:

Bruce Barber – aye	Randy Coy – aye	Dick Reynolds – aye
Greg Cable – aye	David Howe – aye	Terry Reynolds – aye
Gene Chumbley – aye	Steve Kisse – aye	

Motion carried unanimously.

Initial License Applications:

The following License Applications were presented for consideration and action:

MANUFACTURER / DISTRIBUTOR

- Daimler Vans USA LLC – Montvale, NJ**
Application to be a distributor of Freightliner Sprinter Vans
Director recommended approval
- Medix Specialty Vehicles – Elkhart, IN**
Application to be a manufacturer of Medix Emergency Vehicles
Director recommended approval pending required OMVC license fees

DEALERS

- Ada Electric Cars – Ada, OK**
Application for adding Bad Boy Buggies LSVs
Director recommended approval pending franchise agreement and license fee

- d. **Brooks American Made Customs LLC – Atoka, OK**
Application for adding E-Merge LSVs and Bad Boy Buggies LSVs
Director recommended approval for E-Merge; and, approval pending
franchise agreement and license fee for Bad Boy Buggies

Motion was made by Gene Chumbley, seconded by Bruce Barber, to approve all applications presented as recommended by the Director. The Chairman called for a roll call vote; votes were as follows:

Bruce Barber – aye	Randy Coy – aye	Dick Reynolds – aye
Greg Cable – aye	David Howe – aye	Terry Reynolds – aye
Gene Chumbley – aye	Steve Kisse – aye	

Motion carried unanimously.

The Chairman asked if there was any **New Business**. There being no New Business, he asked if there was a motion to adjourn. Dick Reynolds made the motion to adjourn, seconded by Bruce Barber. Motion carried unanimously. Meeting adjourned.

Approved by: _____ Date: _____