

MINUTES OF THE ARKANSAS MOTOR VEHICLE COMMISSION

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

July 20th, 2011

The regularly scheduled meeting of the Arkansas Motor Vehicle Commission which was called to order at 9:35 a.m. by Chairman Joe Morgan. Staff present were Executive Director Greg Kirkpatrick, License Supervisor Vicki Wright, Fiscal Manager Jennifer Padgett, Secretary Angela Stoffer, Investigators Otis Hogan and Danny Holmes and Legal Counsel Arnold Jochums. All Commissioners were present with the exception of Commissioner Noel.

The minutes from May 17th, 2011, were reviewed and approved as written.

Director Kirkpatrick reviewed the Advertising, Consumer Assistance, Fiscal, Investigations and Licensing Activities reports with the Commission.

Director Kirkpatrick informed the Commission of the Department of Finance and Administrations notice to the Commission regarding the reconsideration for an exemption of the agencies fleet vehicles to not be required to utilize license plates and decals due to the critical role of unmarked vehicles to the Commission staff in performing its duties. The waiver has been granted to Commission Investigators vehicles.

Jennifer Padgett, the Commission's Fiscal Officer, updated the Commission on the outcome of the recent agency audit, and explained the additional reports that will be included in the Commissioner packets from this point forward.

The Ad Hoc Committee found that it should hold a hearing to determine if a central Arkansas dealer utilized false and misleading advertisement over the course of several months. Also, the Ad Hoc Committee recommended a central Arkansas dealership be fined three thousand dollars, for the continued use of false and misleading advertising. The Ad Hoc Committee

recommendations were approved as submitted. During the course of a discussion regarding out of state mailers and/or events it was recommended the Commission write a letter to inform dealers of the recurring violations of these types of entities and to utilize caution when engaging in these types of promotions.

Legal Counsel, Arnold Jochums, informed the Commission of the outstanding legal issues of the Commission.

Director Kirkpatrick discussed the cancellation of the scheduled hearing. Investigator Holmes shared the information obtained through an investigation into the issues surrounding the hearing and recommended a letter of warning be sent to the offender in this matter.

The Commission then began a discussion regarding service only facilities in the State of Arkansas and what would be required of the dealership regarding license(s) and facility requirements. The Commission approved the allowance of service only facility and recommended the dealership also hold a used motor vehicle dealer's license to sell used vehicles.

The meeting was then adjourned by Chairman Morgan.

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

Joe Morgan, Chairman
Bobby Ferguson, Vice Chairman
Joy Blankenship, Secretary