

MINUTES OF A MEETING
OF THE
OKLAHOMA NEW MOTOR VEHICLE COMMISSION

In conformity with the Oklahoma Open Meeting Act, advance notice of this Special meeting was transmitted to the Oklahoma Secretary of State on January 16, 2025. Public notice of this meeting, together with the agenda, was posted in prominent public view on the front door of the Northwest Office Center, 4334 NW Expressway, Oklahoma City, on January 20, 2025, prior to 10am, and, announcement of the Board meeting and agenda were posted on the ONMVC website www.omvc.ok.gov on January 20, 2025 prior to 10am.

The Oklahoma New Motor Vehicle Commission met in a Special Meeting at 10:00 am, January 21, 2025. Chair Curtis Hayes called the meeting to order. A roll call was held; members present were Jeff Johnson, Cassie McGlothlin, Jim Norton, Seth Wadley, Sam Wampler, Jackie McClintock, Jeromey Clayton and Curtis Hayes. Commissioner Jared Glover was absent.

The Chair announced that there were enough members present to constitute a quorum. Also present were Brad Bailey, Executive Director, Marilyn Maxwell, Deputy Executive Director, Sandra Balzer, Assistant Attorney General, Attorney Jeff Atkins, and Bill Altstatt of Kalildy CDJR of Chickasha.

Each Commission Member had received copies of the **Minutes** of the December 10, 2024 Commission Meeting. Jeff Johnson made a motion, seconded by Seth Wadley, to accept the Minutes as presented. The Chair called for a roll call vote; votes were as follows:

Jeff Johnson – aye	Cassie McGlothlin – aye	Jim Norton – aye
Seth Wadley - aye	Sam Wampler – aye	Jackie McClintock – aye
Jeromey Clayton - aye	Curtis Hayes - aye	

Motion passed unanimously.

Review and Action on Claims and Financial Statements for December 2024

The **Claims** and **Financial Statements** for the month of December 2024 were presented by the Deputy Executive Director. A motion to approve both the payment claims and financial reports as submitted by the Deputy Executive Director was made by Sam Wampler, seconded Seth Wadley. The Chair called for a roll call vote; votes were as follows:

Jeff Johnson – aye	Cassie McGlothlin – aye	Jim Norton – aye
Seth Wadley - aye	Sam Wampler – aye	Jackie McClintock – aye
Jeromey Clayton - aye	Curtis Hayes - aye	

Motion passed unanimously.

Review and Action for on Scheduling Order for Hearing re: M & N Dealerships VI, LLC, dba 6th Avenue Honda v American Honda Co., Inc.

The Director presented the Scheduling Order for Hearing set for March 11, 2025 for the above named matter. The Director asked that the Board approve the Scheduling Order that all parties must adhere to.

The Chair asked for a motion. Cassie McGlothlin made a motion, seconded by Jeromey Clayton to accept the Scheduling Order as presented. Chair called for a roll call vote; votes were as follows:

Jeff Johnson – aye	Cassie McGlothlin – aye	Jim Norton – aye
Seth Wadley - aye	Sam Wampler – aye	Jackie McClintock – aye
Jeromey Clayton - aye	Curtis Hayes - aye	

Motion passed unanimously.

Discussion and Action for Adopting Permanent Rules Regarding Implementation of the Temporary License Plate Requirements

The Director informed the Board the permanent rulemaking process to turn the Temp Tag Emergency Rules into Permanent Rules as required by the Secretary of State was progressing. The comment period has expired and no comments were received. Therefore, the Commission must vote to adopt the proposed permanent rules so they can be submitted to the Governor, House and Senate.

The Chair asked for a motion. Jim Norton made a motion, seconded by Jeromey Clayton to adopt the proposed Permanent Rules as presented. Chair called for a roll call vote; votes were as follows:

Jeff Johnson – aye	Cassie McGlothlin – aye	Jim Norton – aye
Seth Wadley - aye	Sam Wampler – aye	Jackie McClintock – aye
Jeromey Clayton - aye	Curtis Hayes - aye	

Motion passed unanimously.

FINE: Consideration and Action on the following Consent Orders, all for Alleged Advertising Violations:

- \$3000 - Mark Allen Chevrolet, Glenpool
- \$2000 - Bob Moore Mazda, OKC
- \$2000 - Jay Hodge Chevrolet, Muskogee
- \$2000 - Kalidy Kia, Edmond

The Director presented information relating to each of the alleged advertising violations listed above. He indicated that each dealer had signed a Consent Order and paid the requisite fine. The Commission may accept or reject any of the fines as presented. At the end of the discussion, Cassie McGlothlin made a motion, seconded by Jeff Johnson to accept the Consent Orders as presented. The Chair called for a roll call vote; votes were as follows:

Jeff Johnson – aye	Cassie McGlothlin – aye	Jim Norton – aye
Seth Wadley - aye	Sam Wampler – aye	Jackie McClintock – aye
Jeromey Clayton - aye	Curtis Hayes - aye	

Motion passed unanimously.

Discussion of Advertising Practices and Monthly Report

Director presented an Advertising Enforcement Pipeline report reflecting the advertising anonymous reports that have been received and examined. The Board gave guidance how to continue to monitor and process these in a quick and efficient manner. Urgency is of the upmost importance.

Discussion and Possible Action on Advertising Committee's Role in Reviewing/Regulating Advertising

The Chair stated that the Advertising Committee is made up of Eric Stuteville, Jeromey Clayton, Jared Glover and Cassie McGlothlin. Since Eric Stuteville is no longer a Commissioner, the Director suggested that Seth Wadley be the replacement.

The Chair presented another possibility in that one of the Committee members has volunteered to step down from the Committee and assist the agency staff to review the anonymous advertising reports and get caught up on the back log since 48 complaints have been received since October 2024. If this came to fruition, the Commissioner would recuse himself or herself from any administrative proceedings related to advertising.

Commissioner McGlothlin stated she would prefer the agency focus on hiring another employee to investigate and enforce advertising, rather than a member of the Commission being involved in the day to day enforcement. The Chair chose to add Seth Wadley to the Advertising Committee.

The Director presented the seven most mentioned violation types as reported anonymously. Discussion was specifically held regarding price stack advertising with featuring a sale price and then deducting finance and trade assistance rebates and having a "conditional" price. It was decided the Advertising Committee would discuss this further.

The Director presented the previous Attorney General Prosecutor, Arden Nerius', Memo regarding the enforcement process the agency must follow with issuing Complaints and Consent Orders. The Director has modified the steps to streamline the process and speed up the dealer response time.

Director's Report

The Executive Director informed the Commissioners that there were five new complaints since the last meeting with three resolved to the satisfaction of the consumers or otherwise closed. There was one carryover complaint that had been received since the last meeting.

The Director provided a legislative report introducing 55 bills filed with the House/Senate that could have an impact on this agency or the dealer body.

Commissioner Jackie McClintock left the meeting.

The Director reported that he and the Deputy Executive Director worked closely with Attorney Jeff Atkins for the past two months, to write proposed legislation to address inefficient or outdated

parts of the ONMVC statutes, mainly including amending right of first refusal language, clarifying language for manufacturer terminations of dealers to remove ambiguity and finally to create licenses and definitions for converters and special use vehicles, such as Garbage Trucks, Street Sweepers, Ambulances, Fire Trucks, etc. Mr. Atkins was present to help answer the Board questions and provide legal perspective.

After much discussion, the Commission was concerned with the language for converters and special use vehicles and ask that it be stricken until further research of the complexities of the commercial vehicle industry and its mode of operation. Direction was given to determine how other states address and license these types of companies. The Commission approved of the other proposed amendments.

Initial License Applications:

The Deputy Executive Director presented an update of applications completed since the last meeting along with applications still pending. The following License Applications were then presented for consideration and action:

MANUFACTURER:

- a. Harbinger Motors - Garden Grove, CA
Manufacturer of Harbinger Electric Heavy Truck
Director recommended approval

DEALERS:

- b. Barry Sanders CDJR of Chickasha, Chickasha, OK
Change of Dealer Principal & Majority Owner of Kalidy CDJR of Chickasha
Director recommended denial
- c. Camperland of Oklahoma - Tulsa, OK
(Adding: Keystone RV Towables)
Director recommended approval
- d. Camperland of Oklahoma - Sapulpa, OK
(Adding: Keystone RV Towables)
Director recommended approval
- e. Camping World RV Sales – North Oklahoma City, OK
(Adding: Fortis Class A, Forester Class C and Rangeline, Sanctuary, Dazzle,
Scope & Sequence Class B Motor Homes
Director recommended approval
- f. Camping World RV Sales – Poteau, OK
(Adding: Terrain Class B, Freedom Elite and Granite Ridge Class C Motor Homes
Director recommended approval

- g. Camping World RV Sales - Tulsa, OK
(Adding: Solis Class B, and Eddie Bauer Class B & C Motor Homes)
Director recommended approval pending receipt of dealer agreements
- h. Camping World RV Sales - South Oklahoma City, OK
(Adding: Dazzle & Scope Class B and Eddie Bauer Class B & C Motor Homes)
Director recommended approval pending receipt of dealer agreements
- i. Jones Off Road & Marine, - Afton, OK
(Purchase of Blackbeard Marine & Powersports for Polaris & Can-Am Powersports)
Director recommended approval pending receipt of dealer agreements
- j. Justin's Automotive - Enid, OK
(New Dealer for Tao Motor Powersports)
Director recommended approval pending receipt of dealer agreements
- k. Muskogee Powersports - Muskogee, OK
(Adding: CF Moto Powersports)
Director recommended approval
- l. Optimum RV OKC - Moore, OK
(Adding: Entrada, Alita & Bravado Class C Motor Homes)
Director recommended approval
- m. Red River Nissan - Ardmore, OK
(Purchase of Broudy Nissan)
Director recommended approval pending receipt of dealer agreement
- n. Rocky Ridge RV of Idabel - Idabel, OK
(Adding: Polaris & CF Moto Powersports)
Director recommended approval pending receipt of dealer agreements
- o. Rocky Ridge RV Sales of Muskogee - Muskogee, OK
(New Dealership for Forest River RV Towables)
Director recommended approval
- p. Wade's RV Supercenter - Glenpool, OK
(Adding: Admiral Class A Motor Homes & Modern Buggy RV Towables)
Director recommended approval
- q. Wade's RV Supercenter - Goldsby, OK
(Adding: Modern Buggy RV Towables)
Director recommended approval

A motion was made by Jeromey Clayton, seconded by Seth Wadley to accept the Executive Director's recommendation to deny application "b" as submitted. This will automatically require the agency to schedule a hearing at the next regularly scheduled meeting to afford the applicant the opportunity to address the Commission and answer any questions they may have. The Chair called for a roll call vote; votes were as follows:

Jeff Johnson – aye
Seth Wadley - aye
Curtis Hayes - aye

Cassie McGlothlin – aye
Sam Wampler – aye

Jim Norton – aye
Jeromey Clayton – aye

Motion passed unanimously.

A motion was made by Jeromey Clayton, seconded by Seth Wadley to accept the Executive Director’s recommendations for applications “a” and “c-q” as submitted. The Chair called for a roll call vote; votes were as follows:

Jeff Johnson – aye
Seth Wadley - aye
Curtis Hayes - aye

Cassie McGlothlin – aye
Sam Wampler – aye

Jim Norton – aye
Jeromey Clayton – aye

Motion passed unanimously.

Discussion & Possible Action on Performance Review & Employment of the Executive Director

The Chair stated that in accordance with Title 25 Section 307(B)(1) the Commission may convene into executive sessions for discussion concerning employment, hiring, appointment, demotion, disciplining or resignation of any employee.

The Chair asked for a motion to go into Executive Session. Jim Norton made that motion, seconded by Jeff Johnson. The Chair called for a roll call vote; votes were as follows:

Jeff Johnson – aye
Seth Wadley - aye
Curtis Hayes - aye

Cassie McGlothlin – aye
Sam Wampler – aye

Jim Norton – aye
Jeromey Clayton – aye

Motion passed unanimously.

At the end of the Executive Session, the Chair asked for a motion to reconvene into Open Session. Sam Wampler made that motion, seconded by Jim Norton. The Chair called for a roll call vote; votes were as follows:

Jeff Johnson – aye
Seth Wadley - aye
Curtis Hayes - aye

Cassie McGlothlin – aye
Sam Wampler – aye

Jim Norton – aye
Jeromey Clayton – aye

Motion passed unanimously.

Seeing no further **New Business**, the meeting was adjourned at 2:48pm.

Approved by: _____

Date: _____