

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 November 17, 2023. 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 July 15, 2024 prior to 10am, and, announcement of the Board meeting and agenda were posted on the ONMVC website www.omvc.ok.gov on July 15th prior to 10am.

The Oklahoma New Motor Vehicle Commission met in a Regular Meeting at 10:00 am, on July 16, 2024. Chair Curtis Hayes called the meeting to order. A roll call was held; members present were Eric Stuteville, Jackie McClintock, Jeff Johnson, Jim Norton, Seth Wadley, Jeromey Clayton and Curtis Hayes. Commissioners Cassie McGlothlin, and Jared Glover were 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, and Tonya Pogue of the Oklahoma Auto Dealers Association.

Each Commission Member had received a copy of the **Minutes** of the June 18, 2024 Commission Meeting. Eric Stuteville made a motion, seconded by Jeromey Clayton, to accept the Minutes as submitted. The Chair called for a roll call vote; votes were as follows:

Eric Stuteville – aye	Jackie McClintock - aye	Jeff Johnson – aye
Jim Norton – aye	Seth Wadley - aye	Jeromey Clayton – aye
Curtis Hayes - aye		

Motion passed unanimously.

The **Claims** and **Financial Statements** for the month of June 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 Jim Norton, seconded by Jeromey Clayton. The Chair called for a roll call vote; votes were as follows:

Eric Stuteville – aye	Jackie McClintock - aye	Jeff Johnson – aye
Jim Norton – aye	Seth Wadley - aye	Jeromey Clayton – aye
Curtis Hayes - aye		

Motion passed unanimously.

Review and Action on the Proposed Revised Fiscal Year 2025 Budget

The Director presented updated information regarding the proposed FY2025 ONMVC Budget. Since the vote to approve the proposed FY2025 Budget from the May 2024 meeting, a variety of actual contract amounts for OMES-provided technology services and expected payroll and benefit were higher than previously expected. In order to provide the most accurate information to the Board, the Director presented a revised proposed budget to the Board for consideration and a vote.

After consideration and discussion a motion was made by Jeromey Clayton, seconded by Eric Stuteville, to approve the Proposed Revised Fiscal Year 2025 Budget. The Chair called for a roll call vote; votes were as follows:

Eric Stuteville – aye	Jackie McClintock - aye	Jeff Johnson – aye
Jim Norton – aye	Seth Wadley - aye	Jeromey Clayton – aye
Curtis Hayes - aye		

Motion passed unanimously.

Review and Action on Final Order - American Honda Inc.'s Motion to Dismiss M&N Dealership's VI, LLC Complaint:

The Director presented the Final Order from the May 14th, 2024 Hearing in the matter of American Honda Inc.'s Motion to Dismiss M&N Dealership's VI, LLC Complaint. A vote on the Motion had been tabled at the June 2024 Commission meeting for lack of an appropriate quorum. A motion was made by Jim Norton, seconded by Jeromey Clayton to enter into Executive Session to consider the Final Order. The Chair called for a roll call vote; votes were as follows:

Eric Stuteville – aye	Jackie McClintock - abstain	Jeff Johnson – aye
Jim Norton – aye	Seth Wadley - aye	Jeromey Clayton – aye
Curtis Hayes - aye		

Motion passed.

A motion was made by Seth Wadley, seconded by Jeff Johnson to reconvene into Open Session. The Chair called for a roll call vote; votes were as follows:

Eric Stuteville – aye	Jackie McClintock - abstain	Jeff Johnson – aye
Jim Norton – aye	Seth Wadley - aye	Jeromey Clayton – aye
Curtis Hayes - aye		

Motion passed.

A motion was made by Eric Stuteville, seconded by Jeromey Clayton to approve the Final Order with changes as discussed in Executive Session. The Chair called for a roll call vote; votes were as follows:

Eric Stuteville – aye	Jackie McClintock - abstain	Jeff Johnson – aye
Jim Norton – aye	Seth Wadley - aye	Jeromey Clayton – aye
Curtis Hayes - aye		

Motion passed.

Discussion and Action for Opening Official Rulemaking Record for Emergency Rules Regarding the Implementation of New Temporary License Plate Requirements

The Director presented proposed amended ONMVC, Chapter 20, Subchapter 1 and 3 rules governing the design, form, substance, and content, dealer record keeping responsibilities, location and visibility of redesigned temporary license plates. The Director also presented proposed NEW Subchapters 5 through 11 rules governing the registration, operation, software and security requirements and enforcement provisions for authorized temporary license plate vendors. After review and much discussion by the Board, a motion was made by Jim Norton, seconded by Eric Stuteville to approve the amended Subchapters 1 and 3 of the rules as proposed and to table the proposed rules in Subchapters 5 through 11 until a later date. The Chair called for a roll call vote; votes were as follows:

Eric Stuteville – aye
Jim Norton – aye
Curtis Hayes - aye

Jackie McClintock - aye
Seth Wadley - aye

Jeff Johnson – aye
Jeromey Clayton – aye

Motion passed unanimously.

Director's Report

The Executive Director informed the Commissioners that there were three new complaints since the last meeting with all three closed or resolved to the satisfaction of the consumers. There were also three carryover complaints that were received since the last meeting.

The Executive Director discussed other agency activities including an update on the office expansion plan and a pending visit by a representative of the OMES Real Estate division for a tour and completion of license renewal activities.

Agreed Settlement: Consideration and Action on Offer to pay and Agreed Settlement in Lieu of a Hearing

The Director presented an Agreed Settlement in the amount of \$5,000 in lieu of a Hearing for an advertising violation for Chris Nikel CDJR of Broken Arrow. A motion was made by Jim Norton, seconded by Jeff Johnson to accept the Agreed Settlement. The Chair called for a roll call vote; votes were as follows:

Eric Stuteville – aye
Jim Norton – aye
Curtis Hayes - aye

Jackie McClintock - aye
Seth Wadley - aye

Jeff Johnson – aye
Jeromey Clayton – aye

Motion passed unanimously.

Initial License Applications:

The Deputy 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:

MANUFACTURERS:

- a. Modern Buggy RV, LLC – Edwardsburg, MI
Manufacturer of Modern Buggy RV Towables.
Director recommended approval.
- b. Vanderhall North America – Provo, UT
Manufacturer of Vanderhall Electric Powersports.
Director made no recommendation.

DEALERS:

- c. Altus Motorsports – Altus, OK
Application for Addition of Stark Future Powersports.
Director recommended approval.
- d. Bobcat of Goldsby – Goldsby, OK
Application for New Dealer Point - Bobcat Powersports
Director recommended approval.
- e. Bobcat of Oklahoma City – Oklahoma City, OK
Application for New Dealer Point - Bobcat Powersports.
Director recommended approval.

A motion was made by Jeromey Clayton, seconded by, Jim Norton to approve applications a.c.d and e as submitted and to defer application b pending the receipt of additional information. The Chair called for a roll call vote; votes were as follows:

Eric Stuteville – aye
Jim Norton – aye
Curtis Hayes - aye

Jackie McClintock - aye
Seth Wadley - aye

Jeff Johnson – aye
Jeromey Clayton – aye

Motion passed unanimously.

The Chair asked if there was any **New Business**. There being no New Business, the meeting was adjourned.

Approved by: _____

Date: _____