

**MINUTES OF THE ARKANSAS MOTOR VEHICLE COMMISSION**

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

**September 17<sup>th</sup>, 2008**

The regularly scheduled meeting of the Arkansas Motor Vehicle Commission was called to order at 9:35 a.m. by Chairman Sandy Stroope. Staff present were Legal Counsel Arnie Jochums, Executive Director Greg Kirkpatrick, License Supervisor Vicki Wright, Investigators Otis Hogan and Danny Holmes, Fiscal Officer and Communications Manager Dana Brown, and Secretary Angela Stoffer. All Commissioners were present with the exception of Commissioners Futrell and Teeter. Guests included the following individuals: Mr. Kevin Luneau with Hooters Scooters, and David Bevans and John Akins with Electric Transportation of Arkansas.

The minutes from the August 20, 2008, meeting were reviewed and approved as written.

The Director's report was presented and approved.

Legal Counsel had no issues at this time.

The ad hoc recommendations were approved as presented.

The Commission held a discussion regarding the manufacturer warranty parts reimbursement to dealers in Arkansas. The Executive Director informed the Commission that the letter that is to be sent to manufacturers would be included in the Commissioner's packets for approval before being sent.

The Commission held Hearing #08-020 on Kevin Luneau and Hooters Scooters to determine whether Kevin Luneau and Hooters and Scooters should receive a new motor vehicle dealers license. Kevin Luneau's request for a new motor vehicle dealer's license was found to be inadequate and did not meet the requirements of Ark. Code Ann. §23-112-302 due to improper facilities and a business plan not in the public interest.

The Commission moved on the agenda to H#08-014 Darby Kyle and South Coast Auto. Mr. Kyle, after proper notification, was not present. The hearing was to determine if South Coast Auto's distributor license should be permanently revoked or suspended. Based upon the previous emergency hearing and the Executive Director's testimony, South Coast Auto's distributor license was revoked permanently due to unfitness to hold a license in the State of Arkansas according to Ark. Code Ann. §23-112-308 (a)(2).

The Commission then held Hearing #08-019 to determine whether Robert Blake should receive a new motor vehicle dealer's license. Mr. Blake, after proper notification, was not present. Robert Blake's request for a new motor vehicle dealer's license was found to be inadequate and did not meet the requirements of Ark. Code Ann. §23-112-302 due to improper facilities and a business plan not in the public interest.

Director Kirkpatrick brought before the Commission the matter of Federal Coach's attempt to become a licensed dealer while holding a Second Stage Manufacturer's License. Director Kirkpatrick informed the Commission of the omission in the statute §23-112-403(a)(2)(M)(i)and(a)(3) of the title of second-stage manufacturer, therefore appearing to allow the ownership of a dealership. After discussion, Director Kirkpatrick believed that a review of all bus dealers, manufacturers, and distributors' model of business, conducted by Commission Investigators, was necessary before a decision was rendered to determine whether Federal Coach is properly licensed as a second stage manufacturer.

Director Kirkpatrick requested approval from the Commission to begin the process of amending Rule 5 Specialty Vehicles, section 4(A)(7). The amendment would add 12.5 hp engine displacement to the list of exempt go-carts, dune buggies or similarly type vehicles. The approval was granted.

The meeting was then adjourned by Chairman Stroope.

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

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Sandy Stroope, Chairman  
Scott Wallace, Vice Chairman  
Joy Blankenship, Secretary