



**GEORGIA STATE BOARD of
USED MOTOR VEHICLE DEALERS**
237 Coliseum Drive • Macon, GA 31217
(404) 424-9966
OPEN SESSION
BOARD MEETING MINUTES
January 31, 2023

The Georgia State Board of Used Motor Vehicle Dealers and Used Motor Vehicle Parts Dealers met Wednesday, January 31, 2023, at the Professional Licensing Boards, 237 Coliseum Drive, Macon, GA 31217.

USED MOTOR VEHICLE DEALERS MEMBERS PRESENT

- Jason Reaves, Chairman
- Lewis Page, Vice Chair
- David Johnson
- Matthew Cristy
- Darryl Hicks
- Tyler Wood

USED MOTOR VEHICLE DEALERS MEMBERS ABSENT

- James (Jimmy) Lydon

USED MOTOR VEHICLE PARTS DEALERS MEMBERS PRESENT

- Dale (Butch) Hon, Chairman
- Sidney McLeod
- Rajeev Saxena

USED MOTOR VEHICLE PARTS DEALERS MEMBERS ABSENT

- Michael Rosser
- Azfar Haque

STAFF PRESENT

- Chris Jones, Executive Director
- Sara Nasworthy, Board Support Specialist
- Tommy McNulty, Assistant Attorney General
- Jennifer Milton, Assistant Attorney General

COURT REPORTER

- Pat Hodges

PUBLIC PROPOSED RULES HEARING

CALL TO ORDER: Jason Reaves, Chairman, noted that a quorum was present, called the meeting to order at 10:09 a.m., and declared the meeting to be “open” pursuant to the Open and Public Meeting Act, O.C.G.A. §§50-14-1 et seq.

APPROVAL OF AGENDA

Rajeev Saxena made a motion, Lewis Page seconded, and the Board voted unanimously to approve the January 31, 2023 Agenda.

PROPOSED RULES HEARING

PROPOSED RULES 681-1,681-5,681-6,681-10,681-14, 681-14, & 681-16.

Executive Director Chris Jones presented the Board's Proposed Rules 681-1,681-5,681-6,681-10,681-14, 681-14 & 681-16 in its entirety. Executive Director Jones noted that the Board received no public comments in writing regarding the proposed rule.

Lewis Page made a motion to adopt the Board's Proposed Rules 681-1,681-5,681-6,681-10,681-14, 681-14, & 681-16. David Johnson seconded, and the Board voted unanimously in favor.

Chapter 681-1 Definitions

As used in these Rules and Regulations and in the Used Motor Vehicle Dealers and Used Motor Vehicle Parts Dealers' Registration Act, the following terms shall mean the following:

- (1) "Administrative Procedures Act" means O.C.G.A. Chapter 50-13.
- (2) "Alter ego" means a person acts on behalf of and/or in the place of another person for the purpose of being licensed or seeking licensure under this act, whereby the person acting in place of and/or on the behalf of another is ineligible for licensure under Section 681-12-.05 of these rules.
- (3) "Applicant for a new license" means an individual or designee on behalf of a partnership, limited liability company, or corporation, who submits an application for a new license.
- (4) "Appropriate permanent signage" means signage which meets the requirements as described in Board Rule 681-6-.01(e).
- (5) "Business License" means any license required by any municipality, county, or other political subdivision of this state as a prerequisite to operating a business within such municipality, county, or other political subdivision of this state.
- (6) "Conspicuously displayed" means posted inside the permanent building in an area which is clearly visible to consumers upon entry into the permanent building; licenses shall be displayed in a manner which allows consumers to easily read and copy from the license.
- (7) "Consumer," for the purposes of these rules, means anyone who is solicited to purchase, or anyone who seeks to purchase a used motor vehicle or used motor vehicle part.
- (8) "Deal Jacket" consists of all the relevant documents included in the sale of a used motor vehicle. A "deal jacket" shall include all of the following documents:
 - (a) Bills of sale for the vehicle; to include the purchase (by the dealer) and sale (to the customer) of the vehicle;

- (b) Proof of passing emissions inspection as required by the Department of Natural Resources Rule 391-3-20-.18;
 - (c) Odometer statements from the purchase (by the dealer) and sale (to the customer) of the vehicle;
 - (d) Copy of purchaser's driver's license, or government issued identification;
 - (e) Copy of front and back of buyer's guide;
 - (f) Copy of front and back of title;
 - (g) Copy of MV-7D; Department of Revenue "State and Local Title Ad Valorem Tax (TAVT) Fees" form, or its equivalent for the vehicle (if applicable);
 - (h) Copy of MV-1; Department of Revenue "Motor Vehicle Tag/Title Application" form, or its equivalent for the vehicle (if applicable); and
 - (i) Copy of all Temporary Operating Permits (TOPs) issued by the dealer to the purchaser .
- (9) "Dealers' registration plate" means the license plates issued to used motor vehicle dealers by the State Revenue Commissioner as described in Georgia Code Annotated Section 40-2-38.
- (10) "Designee" means the designated agent for a used motor vehicle dealer or a used motor vehicle parts dealer.
- (11) "Established place of business" is defined in O.C.G.A. § 43-47-2 and is a location which complies with Rule 681-6-.01.
- (12) "Fee schedule" means a written listing of the amounts of all fees charged by the Board.
- (13) "Maintenance of records by licensees" means maintaining at the established place of business, all records as prescribed by Rule 681-10-.01.
- (14) "Motor vehicle" or "car" is defined in O.C.G.A. § 43-47-2(7)
- (15) "Odometer disclosure form means the form required under the regulations found at 49 C.F.R. Part 580.
- (16) "Open Lot" means a lot where used motor vehicles or used motor vehicle parts that are offered for sale are to be displayed, and upon which the applicant or licensee has a legal right to display used motor vehicles or used motor vehicle parts
- (17) "Penalty fee or fine" means a fee assessed by the Board for failure on the part of a licensee or applicant to act in an appropriate or timely manner under the Used Motor Vehicle Dealers' and Used Motor Vehicle Parts Dealers' Registration Act or under these Rules.
- (18) "Person" means any individual, partnership, firm, association, corporation, or combination of individuals of whatever form or character.

- (19) "Photograph" means an image produced on film or digitized and printed which is an exact likeness of the facility, and not an artist's rendition or depiction.
- (20) "Procedural safeguards" means those procedures required by a used motor vehicle dealership or used motor vehicle parts dealership of its employees, agents, or principals, to reasonably ensure that the activities described in O.C.G.A. Section 43-47-10(2) do not occur at the dealership.
- (21) "Purchaser" means a consumer who has completed a transaction to obtain a used motor vehicle from a used motor vehicle dealership or a used motor vehicle or a used motor vehicle part from a used motor vehicle parts dealer.
- (22) "Records" means all originals, photocopies, carbon copies, files, books, memoranda, and data maintained on an electronic data storage and retrieval system, provided the data can be retrieved and copied.
- (23) "Reinstatement" means re-issuance of an expired or revoked license.
- (24) "Salesroom" and "sales office" are synonymous and must meet the requirements of Rule 681-6-.01 Established Place of Business.
- (25) "State Revenue Commissioner" means the office created in O.C.G.A. Section 48-2-2.
- (26) "Supplemental license" means an additional license issued to a person who already maintains a current Georgia used motor vehicle dealer or used motor vehicle parts dealer license. A supplemental license may be issued for an additional location operated under the same name by the licensee, but which location is not immediately adjacent to the principal place of business.
- (27) "Temporary Plate" means a temporary operating permit issued by a dealer pursuant to O.C.G.A. § 40-2-8.
- (28) "Temporary Site" means a location at which used motor vehicles are sold or offered for sale for which a temporary site permit has been issued by the Board in accordance with Code Section 43-47-8.2 and Rule 681-3-.06.
- (29) "Used Motor Vehicle Dealers and Used Motor Vehicle Parts Dealers' Registration Act" and "Act" are synonymous and mean Chapter 47 of Title 43 of the Official Code of Georgia Annotated.
- (30) "Working telephone" means a working telephone line where the complete number is clearly and permanently displayed to the public at the established place of business.

Cite as Ga. Comp. R. & Regs. R. 681-1-.01

Authority: O.C.G.A. Secs. 43-47-2, 43-47-3, 43-47-6, 43-47-8, 43-47-12.

History. Original Rule entitled "Organization of Board" adopted as ER. 681-1-0.1-.01. F. Aug. 7, 1995; eff. Aug. 2, 1995, as specified by the Board.

Amended: Permanent Rule entitled "Definitions" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Amended: F. July 16, 2006; eff. Aug. 6, 2006.

Repealed: New Rule of same title adopted. F. Dec. 6, 2006; eff. Dec. 26, 2006.

Chapter 681-5 Changes

Rule 681-5-.01 Change in Dealership Name, Ownership or Designee

- (1) Should a licensed dealer change the name of the dealership as licensed by the Division, the licensee shall be required to submit a Request for Name Change form thirty (30) days prior to the change of name.
- (2) Should a licensed dealer change the designee, a new application shall be submitted to the Division within thirty (30) days of change. The application shall include the name, address, and telephone number of the designee.

Cite as Ga. Comp. R. & Regs. R. 681-5-.01

Authority: O.C.G.A. Sec. 43-47-6. / History. Original Rule entitled "Change in Name of Business" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Rule 681-5-.02 Change of Location

- (1) A licensed dealer shall, at least thirty (30) days prior to the relocation of the dealership, submit a Change of Location request form along with appropriate photographs as required by Rule 681-3-.02.
- (2) Provided the new location meets the requirements of the Act and the Rules, the Division shall approve the change of location without charge; however, a fee shall be charged for reprinting the license.
- (3) Division approval of a change of location cancels the rights of the licensee to do business at the previous location.
- (4) If a licensee's location is found to have been vacated for thirty (30) days without the Board receiving a Change of Location form, the license status shall be changed to Facility Closed until the licensee notifies the Board that the location is not closed.

Cite as Ga. Comp. R. & Regs. R. 681-5-.02

Authority: O.C.G.A. Secs. § 43-47-6, 43-47-9.

History. Original Rule entitled "Change of Location" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Repealed: New Rule of same title adopted. F. Mar. 23, 2009; eff. Apr. 12, 2009.

Rule 681-5-.03 Reserved

Cite as Ga. Comp. R. & Regs. R. 681-5-.03

Authority: O.C.G.A. Secs. § 43-47-6, 43-47-9.

History. Original Rule entitled "Change in Ownership or Registered Agent" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Repealed: New Rule of same title adopted. F. Mar. 23, 2009; eff. Apr. 12, 2009.

Chapter 681-6 ESTABLISHED PLACE OF BUSINESS

Rule 681-6-.01 Established Place of Business

- (1) Used motor vehicle dealers and used motor vehicle parts dealers shall maintain an "established place of business", to include the following requirements:
 - (a) a permanent building;
 - (b) be where the required records as stated in Rule 681-1-.07(22) are kept;
 - (c) be the location from which sales are negotiated
 - (d) have a working telephone as required by Rule 681-1-.01(30). The telephone listing shall be in the same name listed on the application and shall also be the same information that is publicly posted at the established place of business, listed on the dealer's website, and included in any advertisements by the dealer made available to consumers;
 - (e) erect and maintain appropriate signage in compliance with Board rules and the local ordinances of the city or county in which the established place of business is located. If no local ordinance exists, then the Board's criteria for appropriate permanent signage shall be met. Signage and any advertisement for the dealership shall list the trade name of the licensee, which shall be the same as that which is listed on the application. Such signage shall clearly display to consumers that the business of used motor vehicle sales, used motor vehicle rebuilding, used motor vehicle parts sales, or used motor vehicle salvage is being conducted at the location. If the telephone number is listed on any signage or used in any advertisement for the dealership, it shall be the same number as listed on the application.
 - (f) Free standing signs shall be affixed to a metal base or frame with concrete footings. Signs affixed to the building shall be affixed by metal bolts on a metal frame affixed to the building by metal bolts. Signs shall be professionally designed on a permanent material, and lettering applied on the sign shall be a minimum of six (6) inches in height. At least one sign must be located and positioned to be clearly visible to consumers from the street. Signs may be painted on the building, on the door of the building, or on a window of the building, as long as the painted signs meet local ordinances and/or Board criteria for lettering size and visibility to consumers from the street .
- (2) A dealer who operates an open lot, according to Rule 681-1-.01(16), shall conduct business in a building on the same property as the display lot.
- (3) A used motor vehicle dealer may operate from an office suite in an office complex, provided that the facility meets the criteria established in Board Rule 681-3-.05 and is open to the public during reasonable business hours. Appropriate permanent signage for the dealership must be erected at the nearest point of public access from the street to the office complex in which the dealer has

established an office. Local ordinances and property lease regulations will authorize where the signage may be erected and displayed. At a minimum, the signage shall be at the entrance to the office complex, in a publicly displayed marquee in the lobby of the office complex that lists all businesses within the office complex, and directly outside the entrance to the dealer's office. The facility shall be readily accessible to the public and to official Board inspectors and investigators during regular business hours.

- (4) A used motor vehicle dealer may operate from a residential address, as allowed by local ordinances and in accordance with Board rules. The requirement for appropriate permanent signage must be met at the location. The used motor vehicle dealer's office shall be a separate building that is detached from the residence and shall be readily accessible to the public and to Board inspectors during regular business hours. Such office shall have a working telephone line for the business telephone required by OCGA § 43-47-2(3), as well as for computers and related equipment used exclusively for the business. The office shall also contain the office furnishings and filing cabinets necessary to file the records required by OCGA §§ 43-47-2(3) and 43-47-12. The license issued by the appropriate division of the Board shall be displayed in a conspicuous place within the office, as along with the local business license and the sales & use tax number issued by the Georgia Department of Revenue.

Cite as Ga. Comp. R. & Regs. R. 681-6-.01

Authority: O.C.G.A. Secs. 43-47-2, 43-47-6, 43-47-12.

History. Original Rule entitled "Established Place of Business" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Repealed: New Rule of same title adopted. F. Dec. 6, 2006; eff. Dec. 26, 2006.

Chapter 681-10 Records

Rule 681-10-.01 Records Retention

- (1) Every licensee shall maintain in the established place of business for three (3) years (or for a longer period of time if required by other statute, law, or regulation), and have available at all times for inspection, the following:
 - (a) all records associated with odometers as required by 49 C.F.R. Part 580. These are required by law and regulations to be maintained for five years.
 - (b) all bills of sale, buyer's guides, contracts, financing contracts and other evidence of sales or financing transactions with consumers.
 - (c) records of all purchases or sales of used motor vehicles, including a vehicle description, bills of sale, vehicle identification numbers, purchase date, name, address, and driver's license number or state issued identification of the party from whom the purchase was made or to whom the sale was made, and copies of all contracts or other evidence of the purchase or sale.
 - (d) copies of all insurance policies and surety bonds as required by the Act.

- (e) copies of leasing or rental records of any used motor vehicle which is intended for sale or is actually sold, including mileage records, the names and addresses of all persons who have rented or leased the vehicle, rental or lease contracts, vehicle identification numbers, and any damage repair records.
 - (f) records reflecting any repairs made to any motor vehicle by or on behalf of the licensee.
 - (g) copies of all applications for motor vehicle titles.
 - (h) all sales tax records, including exemptions, as required by law.
 - (i) records of all vehicles or vehicle bodies disposed of by licensee, including its description, vehicle identification number, date of disposition, and name, address, and driver's license or state issued identification of the person to whom it was disposed pursuant to U.S.C. 49 Section 30501, et. Seq., known as the National Motor Vehicle Title Information System (NMVTIS);
 - (j) current proof of compliance with continuing education requirements as required by Rule 681-13.
- (2) Any documents electronically stored must be immediately available for inspection upon request by the Board or one of its appointed representatives.

Cite as Ga. Comp. R. & Regs. R. 681-10-.01

Authority: O.C.G.A. Secs. 43-47-6, 43-47-12.

History. Original Rule entitled "Records to Be Kept" adopted F. Dec. 8, 1996; eff. Dec. 28, 1995.

Chapter 681-14 Reserved

Cite as Ga. Comp. R. & Regs. R. 681-14-.01

Authority: O.C.G.A. Secs. 43-1-19, 43-47-6, 43-47-8, 43-47-10(J).

History. Original Rule entitled "Purpose" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Cite as Ga. Comp. R. & Regs. R. 681-14-.02

Authority: O.C.G.A. Secs. 43-1-19, 43-47-6, 43-47-8, 43-47-10(J).

History. Original Rule entitled "Crimes Involving Violence or Moral Turpitude, Felonies and Other Crimes" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Cite as Ga. Comp. R. & Regs. R. 681-14-.03

Authority: O.C.G.A. Secs. 43-1-19, 43-47-6, 43-47-8, 43-47-1".

History. Original Rule entitled "Division Review of Conviction" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Cite as Ga. Comp. R. & Regs. R. 681-14-.04

Authority: O.C.G.A. Secs. 43-1-19, 43-47-6, 43-47-8, 43-47-10(J).

History. Original Rule entitled "Special Circumstances" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Cite as Ga. Comp. R. & Regs. R. 681-14-.05

Authority: O.C.G.A. Secs. 43-1-19, 43-47-6, 43-47-8, 43-47-10(J).

History. Original Rule entitled "Category 'A' Crimes" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Cite as Ga. Comp. R. & Regs. R. 681-14-.06

Authority: O.C.G.A. Secs. 43-1-19, 43-47-6, 43-47-8, 43-47-10(J).

History. Original Rule entitled "Category 'B' Crimes" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Cite as Ga. Comp. R. & Regs. R. 681-14-.07

Authority: O.C.G.A. Secs. 43-1-19, 43-47-6, 43-47-8, 43-47-10(J).

History. Original Rule entitled "Category 'C' Crimes" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Cite as Ga. Comp. R. & Regs. R. 681-14-.08

Authority: O.C.G.A. Secs. 43-1-19, 43-47-6, 43-47-8, 43-47-10(J).

History. Original Rule entitled "Category 'D' Crimes" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Cite as Ga. Comp. R. & Regs. R. 681-14-.09

Authority: O.C.G.A. Secs. 43-1-19, 43-47-6, 43-47-8, 43-47-10(J).

History. Original Rule entitled "Category 'E' Crimes" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Amended: F. Sept. 6, 1996; eff. Sept. 26, 1996.

Amended: F. Sept. 16, 1998; eff. Oct. 6, 1998.

Cite as Ga. Comp. R. & Regs. R. 681-14-.10

Authority: O.C.G.A. Secs. 43-1-19, 43-47-6, 43-47-8, 43-47-10(J).

History. Original Rule entitled "Applicants Indicating Criminal Background" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Chapter 681-16 Fines

Rule 681-16-.01 Schedule of Fines, Payment of Fines; Hearings; Disciplinary Actions

- (1) The Board may impose fines for violations of O.C.G.A. Title 43 Chapter 47. A Schedule of Fines shall be published, which shall not exceed \$500 per violation. The Board may, in its discretion, impose non-monetary discipline for violations of O.C.G.A. § 43-47-10.
- (2) Fines for violation of this Chapter and O.C.G.A. § 43-47 are as follows:

- (a) Failure to apply for a title in the retail purchaser's name within 30 calendar days after the date of sale; \$500 per violation;
- (b) Possession of an open title not properly assigned as prescribed by O.C.G.A. Title 40: \$250 per violation;
- (c) Failure to display a properly completed buyer's guide as prescribed by the Federal Trade Commission Rules: \$250 for the first violation, and \$100 for each additional violation;
- (d) Failure to furnish to the purchaser of a vehicle the proper documents in order for the purchaser to obtain a tag for that vehicle within thirty (30) calendar days of the date of purchase: \$500 per violation;
- (e) Aiding and abetting an unlicensed person in selling vehicles by allowing the unlicensed person to sell those vehicles using a license granted by the Division: \$500 per violation; and
- (f) Failure to properly complete a "finance contract" which complies with the Federal Reserve System, Title I, Regulation Z (Truth In Lending Act) when financing vehicles which are being sold to purchasers: \$500 per violation.
- (g) Failure to maintain the required surety bond: \$500 shall be imposed;
- (h) Failure to maintain the required garage liability insurance: \$500 shall be imposed;
- (i) Failure to properly make application to the Division for a name change within the required (30) day period: \$250 shall be imposed;
- (j) Failure to properly make application to the Division for a change of location at least (30) days prior to the relocation: \$250 shall be imposed or the Board may change the status of the license to Facility Closed;
- (k) Failure to make application for an off-premises temporary license: \$250 per violation;
- (l) Failure to check the appropriate box on odometer disclosure statement and certificate of title: \$500 per violation; and
- (m) Failure to submit an application for change of ownership, registered agent, or designee within the required thirty (30) day period: \$100 shall be imposed.
- (n) Failure to obtain or appropriately generate, and maintain, the following records: \$100 per violation:
 - (i) Bills of Sale for the vehicle; to include the purchase (by the dealer) and the sale (to the customer) of the vehicle;
 - (ii) Purchase agreements or contracts, financing contracts or other evidence of sales or of financing transactions;
 - (iii) Proof of passing emissions inspection for the vehicle as required by the Department of Natural Resources Rule 391-3-20-.18;

- (iv) Odometer statements from the purchase (by the dealer) and sale (to the customer) of the vehicle;
 - (v) Copy of purchaser's driver's license, or government issued identification;
 - (vi) Copy of front and back of the vehicle's buyer's guide;
 - (vii) Copy of front and back of the vehicle's title;
 - (viii) Copy of MV-7, Department of Revenue "Application for a Replacement License Plate (Tag) or Decal", or its equivalent for the vehicle;
 - (ix) Copy of MV-1, Depart of Revenue "Motor Vehicle Tag/Title Application", or its equivalent for the vehicle;
 - (x) Copy of all temporary operating permits (TOPS) issued by the dealer to the purchaser;
 - (xi) Copies of leasing or rental records of any motor vehicle intended for sale or that have been sold;
 - (xii) Records reflecting repairs made to motor vehicles by licensee;
 - (xiii) Any other tax records or exemption records relating to the purchase or sale of a vehicle.
- (o) Failure to issue a temporary plate, or issuing a temporary plate to aid and abet an unlicensed person, for any vehicle for which the dealer has no assignment or that has more than one (1) temporary plate in violation of O.C.G.A. § 40-2-8: \$500 per violation;
 - (p) Inspectors or investigators inability to conduct a facility inspection after three (3) documented attempts, in accordance with O.C.G.A. § 43-47-17: \$500 fine ;
 - (q) Failure to post current license or current copy of online verification from the Board's website in a conspicuous location: \$100 fine;
 - (r) Failure to display/possess current sales tax certificate: \$100 fine;
 - (s) Failure to provide proof that licensee or designee has completed the continuing education requirement: \$500 fine;
 - (t) Failure to remit taxes and/or fees as required by O.C.G.A. § 48-5-10: \$500 per violation.

Cite as Ga. Comp. R. & Regs. R. 681-16-.01

Authority: O.C.G.A. Secs. 43-1-19, 43-47-6, 43-47-8, 43-47-10, 43-47-14.

History. Original Rule entitled "Schedule of Fines" adopted. F. Dec. 8, 1995; eff. Dec. 28, 1995.

Amended: F. Sept. 6, 1996; eff. Sept. 26, 1996.

Amended: F. May 15, 1998; eff. June 4, 1998.

Amended: F. Sept. 16, 1998; eff. Oct. 8, 1998.

Repealed: New Rule of same title adopted. F. Dec. 6, 2006; eff. Dec. 26, 2006.

ECONOMIC IMPACT OF THE PROPOSED RULE ON SMALL BUSINESSES

Executive Director Chris Jones asked the Board Chairs Jason Reeves and Dale (Butch) Hon about the economic impact of the proposed rules pursuant to O.C.G.A. § 50-13-4(a)(3)-(4). Specifically, the Board discussed whether the economic impact of the rules on small businesses could be reduced, where applicable, by establishing different reporting requirements, clarifying reporting requirements, establishing performance rather than design standards, or exempting small businesses from requirements of the rules. The Board also discussed whether the proposed rules imposed excessive regulatory cost or whether costs could be reduced by a less expensive alternative that accomplishes the objectives of the statutes forming the basis of the proposed rules. Tyler Wood motioned, David Johnson seconded, and the Board voted unanimously to accept the motion about the Economic Impact and submit the economic impact statement with the proposed rules.

ATTORNEY GENERAL MEMORANDUMS

Upon advice from the Board's Attorney Jennifer Milton, Rajeev Saxena made a motion to release and submit the Georgia Department of Law Memorandum of Authority for the Proposed Rule to the Governor's Office for a Certificate of Active Supervision per the requirements of HB 956. Lewis Page seconded, and the Board voted unanimously in favor.

The meeting adjourned at 10:14 a.m.

**The next scheduled meeting of the
Georgia State Board of Used Motor Vehicle Dealers is:
Wednesday, February 15, 2023
Professional Licensing Boards Division
237 Coliseum Drive
Macon, Georgia 31217**

Minutes recorded by:

Sara Nasworthy, Board Support Specialist

Minutes reviewed and edited by:

Chris Jones, Executive Director

Jason Reaves

Jason Reaves, Board Chairman

Chris Jones

Chris Jones, Executive Director

These minutes were approved on February 15, 2023.