

Rules  
Committee  
Minutes  
January 23, 2017



**TENNESSEE DEPARTMENT OF COMMERCE AND INSURANCE  
DIVISION OF REGULATORY BOARDS  
MOTOR VEHICLE COMMISSION  
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**TENNESSEE  
MOTOR VEHICLE COMMISSION  
MINUTES**

**RULES COMMITTEE**

**DATE:** January 23, 2017

**PLACE:** Davy Crockett Tower – Conference Room 1-A  
500 James Robertson Parkway  
Nashville, Tennessee

**PRESENT:** Rule Committee Members:  
Eddie Roberts, Chair  
Christopher Lee  
Ronnie Fox  
Joe Clayton

**ABSENT:** Farrar Vaughan, Chair  
Kahren White

**CALL TO ORDER:** Chairman Eddie Roberts, sitting in for Rules Committee Chair, Farrar Vaughan, called the meeting to order.

Executive Director, Paula J. Shaw, read the meeting notice.

Chairman Roberts called for a motion to adopt the Rules Committee Agenda.  
Commissioner Lee made a motion to adopt the Agenda, seconded by Commissioner Fox.

**Motion Carried**

Chairman Fox made a motion to approve the minutes from the October 24, 2016 Rules Committee meeting, seconded by Commissioner Clayton.

**Motion Carried**

## **PROPOSED RULE CHANGES**

Attorney Matthew Reddish indicated in a previous committee meeting, rules were introduced to enhance the 66/33% rule. Legal staff was requested to revisit the proposed rule for simplification.

The new language proposed by legal was “within thirty (30) days of receipt of the written request, provide certification to the Commission, or its agents, certifying that the gross income of the motor vehicle dealer or recreational vehicle dealer, and the gross income of the additional business, are in compliance with T.C.A. § 55-17-129. The certification shall be completed on a form approved by the Commission, if any such form exists at the time of the request. In addition to the certification, the motor vehicle dealer or recreational vehicle dealer shall provide proof, satisfactory to the Commission, of the claimed gross income or the dealership, and income of the additional business. This may include, but is not limited to, past financial statements, current financial statements, and CPA Audits.”

After much discussion, Commissioner Clayton made a motion to take the rule to the full Commission, seconded by Commissioner Lee.

### **Roll Call Vote**

<b>Eddie Roberts</b>	<b>YES</b>
<b>Joe Clayton</b>	<b>YES</b>
<b>Ronnie Fox</b>	<b>YES</b>
<b>Christopher Lee</b>	<b>YES</b>

Commissioner Lee made a motion to adjourn, seconded by Commissioner Fox.

**MEETING ADJOURNED.**

**Minutes Approved** \_\_\_\_\_ **Date** \_\_\_\_\_