Department of State
Division of Publications
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For Department of State Use Only

Sequence Number: 05-09-17
Rule ID(s): 6523
File Date: 5-12-17
Effective Date: 8-10-17

Proposed Rule(s) Filing Form

Proposed rules are submitted pursuant to Tenn. Code Ann. §§ 4-5-202, 4-5-207, and 4-5-229 in lieu of a rulemaking hearing. It is the intent of the Agency to promulgate these rules without a rulemaking hearing unless a petition requesting such hearing is filed within ninety (90) days of the filing of the proposed rule with the Secretary of State. To be effective, the petition must be filed with the Agency and be signed by ten (10) persons who will be affected by the amendments, or submitted by a municipality which will be affected by the amendments, or an association of ten (10) or more members, or any standing committee of the General Assembly. The agency shall forward such petition to the Secretary of State.

Pursuant to Tenn. Code Ann. § 4-5-229, any new fee or fee increase promulgated by state agency rule shall take effect on July 1, following the expiration of the ninety (90) day period as provided in § 4-5-207. This section shall not apply to rules that implement new fees or fee increases that are promulgated as emergency rules pursuant to § 4-5-208(a) and to subsequent rules that make permanent such emergency rules, as amended during the rulemaking process. In addition, this section shall not apply to state agencies that did not, during the preceding two (2) fiscal years, collect fees in an amount sufficient to pay the cost of operating the board, commission or entity in accordance with § 4-29-121(b).

Agency/Board/Commission:	Tennessee Motor Vehicle Commission
Division:	Department of Commerce and Insurance Regulatory Boards Division
Contact Person:	Matthew Reddish
Address:	500 James Robertson Parkway, Nashville, TN
Zip:	37243
Phone:	615-770-0089
Email:	Matthew.E.Reddish@tn.gov

Revision Type (check all that apply):
X Amendment
___ New
___ Repeal

Rule(s) (**ALL** chapters and rules contained in filing must be listed here. If needed, copy and paste additional tables to accommodate multiple chapters. Please make sure that **ALL** new rule and repealed rule numbers are listed in the chart below. Please enter only **ONE** Rule Number/Rule Title per row)

Chapter Number	**Chapter Title**
0960-01	General Rules
Rule Number	**Rule Title**
0960-01-.08	Dealer Applications
0960-01-.11	Inspection of Business Records

Amendments

Chapter 0960-01 [General Rules] Table of Contents is amended by deleting the word Dealer from rule 0960-01-.08.

Rules
of
Tennessee Motor Vehicle Commission

Chapter 0960-01
General Rules

Table of Contents

0960-01-.01 Definitions
0960-01-.02 Warranty Service
0960-01-.03 Warranty Charges and Sales Incentive Audits
0960-01-.04 Computation of Warranty Charges
0960-01-.05 Approval of Requested Labor Rates
0960-01-.06 Notice of Termination, Cancellation
0960-01-.07 Zoning Restrictions
0960-01-.08 Applications
0960-01-.09 Signs
0960-01-.10 Reasonable Business Hours
0960-01-.11 Inspection of Business Records
0960-01-.12 Advertising of Motor Vehicles or Recreational Vehicles
0960-01-.13 Civil Penalties
0960-01-.14 License Fees
0960-01-.15 Liability Insurance and Workers' Compensation
0960-01-.16 Automobile Auction Minimum Requirements
0960-01-.17 Motor Vehicle Shows
0960-01-.18 Exemptions for Auctions of Motor Vehicles or Recreational Vehicles for Estate Sales and for Nursing or Health Care Home Expenses
0960-01-.19 Compliance with State and Federal Laws and Regulations
0960-01-.20 Sales of Used Motor Vehicle or Recreational Vehicles by Unlicensed Individuals
0960-01-.21 Motor Vehicle or Recreational Vehicle Dealer Facilities
0960-01-.22 Surety Bonds
0960-01-.23 Mail from Commission and Complaints
0960-01-.24 Sales Tax Identification Number
0960-01-.25 Business License
0960-01-.26 Salesperson Licenses
0960-01-.27 Lemon Law
0960-01-.28 Military Applicants – Spouses – Expedited Licensure
0960-01-.29 Disclosure of Rebuilt or Salvage Motor Vehicles

Chapter 0960-01
General Rules
Amendments

Rule 0960-01-.08 Dealer Applications is amended by adding the following new paragraph as paragraph (4):

(4) The Commission may deny any application for a license if any manager, director, or owner of five percent (5%) interest or greater of the applicant could be denied licensure as an individual pursuant to T.C.A. § 55-17-114.

Authority: T.C.A. §§ 55-17-107, 55-17-111, 55-17-402, and 55-17-405.

Rule 0960-01-.11 Inspection of Business Records is amended by adding the following new paragraph as paragraph (4):

(4) All motor vehicle and recreational vehicle dealers shall maintain a record of all temporary tags acquired during the preceding eighteen (18) months. All temporary tags shall be issued, sold to dealers, and voided in numerical order in the same sequences they were received. All temporary tags shall be recorded in a temporary tag log in the order in which they were issued, sold to another dealer, and

voided. This rule shall not apply to any temporary tag or temporary tag log that is automatically generated from a state operated system or database.

Authority: T.C.A. §§ 55-17-107, 55-17-402.

* If a roll-call vote was necessary, the vote by the Agency on these rules was as follows:

Board Member	Aye	No	Abstain	Absent	Signature (if required)
Eddie Roberts	X				
Stan Norton	X				
Ian Leavy	X				
Nathaniel Jackson	X				
Don Parr				X	
Stephen Tomaso			X		
Karl Kramer	X				
B. Joe Clayton	X				
Ronald Fox	X				
Kahren White				X	
Chris Lee	X				
Reed Trickett	X				
Jim Galvin Jr.	X				
John S. Murrey				X	
Debbie Melton	X				
Farrar Schaeffer Vaughan				X	

I certify that this is an accurate and complete copy of proposed rules, lawfully promulgated and adopted by the Tennessee Motor Vehicle Commission on January 23rd, 2017 and is in compliance with the provisions of T.C.A. § 4-5-222. The Secretary of State is hereby instructed that, in the absence of a petition for proposed rules being filed under the conditions set out herein and in the locations described, he is to treat the proposed rules as being placed on file in his office as rules at the expiration of ninety (90) days of the filing of the proposed rule with the Secretary of State.

Date: 3/21/2017

Signature: Matthew Reddish

Name of Officer: Matthew Reddish

Title of Officer: Assistant General Counsel

VANESSA HUNTSMAN
STATE OF TENNESSEE NOTARY PUBLIC
SUMNER COUNTY
MY COMMISSION EXPIRES 11-21-2017

Subscribed and sworn to before me on: 3/21/2017

Notary Public Signature: Vanessa Huntsman

My commission expires on: 11/21/2017

Rules of the Tennessee Motor Vehicle Commission
0960-01-.08 Dealer Applications
0960-01-.11 Inspection of Business Records

All proposed rules provided for herein have been examined by the Attorney General and Reporter of the State of Tennessee and are approved as to legality pursuant to the provisions of the Administrative Procedures Act, Tennessee Code Annotated, Title 4, Chapter 5.

Herbert H. Slatery III
Attorney General and Reporter

5/2/2017
Date

Department of State Use Only

Filed with the Department of State on: 5-12-17

Effective on: 8-10-17

Tre Hargett
Secretary of State

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PUBLICATIONS

Regulatory Flexibility Addendum

Pursuant to T.C.A. §§ 4-5-401 through 4-5-404, prior to initiating the rule making process, all agencies shall conduct a review of whether a proposed rule or rule affects small business.

(1) The type or types of small business and an identification and estimate of the number of small businesses subject to the proposed rule that would bear the cost of, or directly benefit from the proposed rule.

There are approximately 3,700 licensed motor vehicle and recreational vehicle dealers in Tennessee that will be substantially impacted by these rules.

For the dealership applicant rules, there will be no new costs because this information is already required for disclosure on applications. The industry as a whole should benefit by creating a process that identifies bad actors operating in the state of Tennessee by hiding behind a corporate structure.

For the new record keeping requirements, there are no expected costs for dealers to implement new record keeping techniques.

(2) The projected reporting, recordkeeping and other administrative costs required for compliance with the proposed rule, including the type of professional skills necessary for preparation of the report or record.

The new recordation requirements of temporary tags will assist dealers in ensuring that they are issuing tags according to the law and not issuing more than two (2) tags on any one transaction. Further, it will assist investigators in auditing temporary tags for compliance. This rule should not require any new professional skills necessary for preparation of the records.

There will be no required additional disclosures for corporate dealer applicants and thus no additional costs involved.

(3) A statement of the probable effect on impacted small businesses and consumers.

Small businesses may have to amend their recordkeeping of temporary tag logs. Consumers will be positively impacted by deterring fraudulent and other illegal activities of dealers regarding the illegal issuance of temporary tags, by curbing persons with a history of criminal or other illegal activities from automatically obtaining a motor vehicle dealer license, and by allowing the Commission to utilize its discretion in deciding to grant such license.

Consumers will be positively impacted by creating an objective review to potentially reduce the number of dealerships owned by individuals who intentionally take advantage of unsuspecting buyers.

(4) A description of any less burdensome, less intrusive or less costly alternative methods of achieving the purpose and objectives of the proposed rule that may exist, and to what extent the alternative means might be less burdensome to small business.

The Commission believes that these changes are not burdensome, intrusive or costly and – as such – there do not appear to be any alternatives that would reasonably be expected to be less burdensome.

(5) A comparison of the proposed rule with any federal or state counterparts.

Other commissions, such as the Tennessee Athletic Commission, already have similar rules for corporate applicants. There are no known federal counterparts to these rules.

(6) Analysis of the effect of the possible exemption of small businesses from all or any part of the requirements contained in the proposed rule.

Exemption from these rules would not be beneficial because the majority of licensees are small businesses, therefore, exception from this rule would exempt a majority of all licensees, negating the consumer protections addressed by these amendments.

Impact on Local Governments

Pursuant to T.C.A. §§ 4-5-220 and 4-5-228 "any rule proposed to be promulgated shall state in a simple declarative sentence, without additional comments on the merits of the policy of the rules or regulation, whether the rule or regulation may have a projected impact on local governments." (See Public Chapter Number 1070 (http://state.tn.us/sos/acts/106/pub/pc1070.pdf) of the 2010 Session of the General Assembly)

This rule will not have a projected impact on local governments.

Additional Information Required by Joint Government Operations Committee

All agencies, upon filing a rule, must also submit the following pursuant to T.C.A. § 4-5-226(i)(1).

(A) A brief summary of the rule and a description of all relevant changes in previous regulations effectuated by such rule;

Dealer Applications: Currently, if a corporate entity applies for a dealer license, the Commission may not deny the application on the basis of the ownership or manager of the entity being a known bad actor. This results in scenarios where an individual who we would not permit to sell cars in the state can now own a car dealership. The dealer application rule would allow the Commission to prevent such an outcome.

Record Keeping: Currently temporary tag logs do not have to be kept in any particular order. This causes a large amount of confusion and unnecessary work when a department inspector or investigator attempts to review the log as part of their routine inspection or investigation. This rule would require dealerships to keep their logs in a manner that would promote simple compliance checks.

(B) A citation to and brief description of any federal law or regulation or any state law or regulation mandating promulgation of such rule or establishing guidelines relevant thereto;

This rule is not mandated by any federal or state law or regulation.

(C) Identification of persons, organizations, corporations or governmental entities most directly affected by this rule, and whether those persons, organizations, corporations or governmental entities urge adoption or rejection of this rule;

All motor vehicle dealers, recreational vehicle dealers and any other licensee who issues temporary tags will be affected by the record keeping rules. Any potential applicant that is a corporate entity could be affected by the dealership application rules.

(D) Identification of any opinions of the attorney general and reporter or any judicial ruling that directly relates to the rule;

There are no known attorney general opinions or judicial rulings that directly relate to this rule.

(E) An estimate of the probable increase or decrease in state and local government revenues and expenditures, if any, resulting from the promulgation of this rule, and assumptions and reasoning upon which the estimate is based. An agency shall not state that the fiscal impact is minimal if the fiscal impact is more than two percent (2%) of the agency's annual budget or five hundred thousand dollars ($500,000), whichever is less;

This rule is not estimated to have a probable increase or decrease in state and local government revenue and expenditures.

(F) Identification of the appropriate agency representative or representatives, possessing substantial knowledge and understanding of the rule;

Anthony Glandorf – Chief Counsel
TN Department of Commerce and Insurance

Matthew Reddish – Assistant General Counsel
TN Department of Commerce and Insurance

Paula Shaw – Executive Director
TN Motor Vehicle Commission
TN Department of Commerce and Insurance

(G) Identification of the appropriate agency representative or representatives who will explain the rule at a scheduled meeting of the committees;

Anthony Glandorf – Chief Counsel
TN Department of Commerce and Insurance

Matthew Reddish – Assistant General Counsel
TN Department of Commerce and Insurance

Paula Shaw – Executive Director
TN Motor Vehicle Commission
TN Department of Commerce and Insurance

(H) Office address, telephone number, and email address of the agency representative or representatives who will explain the rule at a scheduled meeting of the committees; and

Anthony Glandorf – Chief Counsel
500 James Robertson Parkway
Nashville, TN 37243
615-741-3072
Anthony.Glandorf@tn.gov

Matthew Reddish
500 James Robertson Parkway
Nashville, TN 37243
615-770-0089
Matthew.E.Reddish@tn.gov

Paula Shaw
500 James Robertson Parkway
Nashville, TN 37243
615-253-1312
Paula.j.shaw@tn.gov

(I) Any additional information relevant to the rule proposed for continuation that the committee requests.

None.

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Sequence Number: _____
Rule ID(s): _____
File Date: _____
Effective Date: _____

Proposed Rule(s) Filing Form - Redline

Proposed rules are submitted pursuant to Tenn. Code Ann. §§ 4-5-202, 4-5-207, and 4-5-229 in lieu of a rulemaking hearing. It is the intent of the Agency to promulgate these rules without a rulemaking hearing unless a petition requesting such hearing is filed within ninety (90) days of the filing of the proposed rule with the Secretary of State. To be effective, the petition must be filed with the Agency and be signed by ten (10) persons who will be affected by the amendments, or submitted by a municipality which will be affected by the amendments, or an association of ten (10) or more members, or any standing committee of the General Assembly. The agency shall forward such petition to the Secretary of State.

Pursuant to Tenn. Code Ann. § 4-5-229, any new fee or fee increase promulgated by state agency rule shall take effect on July 1, following the expiration of the ninety (90) day period as provided in § 4-5-207. This section shall not apply to rules that implement new fees or fee increases that are promulgated as emergency rules pursuant to § 4-5-208(a) and to subsequent rules that make permanent such emergency rules, as amended during the rulemaking process. In addition, this section shall not apply to state agencies that did not, during the preceding two (2) fiscal years, collect fees in an amount sufficient to pay the cost of operating the board, commission or entity in accordance with § 4-29-121(b).

Agency/Board/Commission:	Tennessee Motor Vehicle Commission
Division:	Department of Commerce and Insurance Regulatory Boards Division
Contact Person:	Matthew Reddish
Address:	500 James Robertson Parkway, Nashville, TN
Zip:	37243
Phone:	615-770-0089
Email:	Matthew.E.Reddish@tn.gov

Revision Type (check all that apply):
X Amendment
___ New
___ Repeal

Rule(s) (**ALL** chapters and rules contained in filing must be listed here. If needed, copy and paste additional tables to accommodate multiple chapters. Please make sure that **ALL** new rule and repealed rule numbers are listed in the chart below. Please enter only **ONE** Rule Number/Rule Title per row)

Chapter Number	**Chapter Title**
0960-01	General Rules
Rule Number	**Rule Title**
0960-01-.08	Dealer Applications
0960-01-.11	Inspection of Business Records

Amendments

Chapter 0960-01 [General Rules] Table of Contents is amended by deleting the deleting the word Dealer from rule 0960-01-.08.

Rules
of
Tennessee Motor Vehicle Commission

Chapter 0960-01
General Rules

Table of Contents

0960-01-.01 Definitions
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0960-01-.09 Signs
0960-01-.10 Reasonable Business Hours
0960-01-.11 Inspection of Business Records
0960-01-.12 Advertising of Motor Vehicles or Recreational Vehicles
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0960-01-.25 Business License
0960-01-.26 Salesperson Licenses
0960-01-.27 Lemon Law
0960-01-.28 Military Applicants – Spouses – Expedited Licensure
0960-01-.29 Disclosure of Rebuilt or Salvage Motor Vehicles

Chapter 0960-01
General Rules
Amendments

Rule 0960-01-.08 Dealer Applications is amended by adding the following new paragraph as paragraph (4):

(1) An applicant for a license to sell motor vehicles shall comply with T.C.A. § 55-17-111 and shall provide the Commission with all information required by this section. An applicant for a license to sell recreational vehicles shall comply with T.C.A. § 55-17-405 and shall provide the Commission with all information required by this section.

(2) Applicants are required to provide the Commission, and keep current, the names of any inventory financers, i.e. "floor planners" used by the dealership.

(3) A motor vehicle or recreational vehicle dealer applicant shall provide to the Commission a compiled financial statement indicating a minimum net worth of at least Ten Thousand Dollars ($10,000.00). The compiled financial statement must be prepared in accordance with generally accepted accounting principles by a certified public accountant or public accountant dated not earlier than twelve (12) months prior to the date of the application, and a copy of the same must be furnished to the Commission along with any changes to the statement.

(4) The Commission may deny any application for a license if any manager, director, or owner of five percent (5%) interest or greater of the applicant could be denied licensure as an individual pursuant to T.C.A. § 55-17-114.

Authority: T.C.A. §§ 55-17-107, 55-17-111, 55-17-402, and 55-17-405.

Rule 0960-01-.11 Inspection of Business Records is amended by adding the following as new paragraph (4):

(1) All persons licensed by the Commission shall make available for inspection during normal business hours by the Commission or its duly authorized representative, all books, records and other memorandums of all transactions, transfers and/or sales of motor vehicles or recreational vehicles, and dead files (any paperwork from an uncompleted deal where a credit application is received or a buyer's/purchase order is prepared).

(2) All records shall be kept on site or at a location where the records can be accessed in a reasonable amount of time. Proof of ownership and consignment agreements of each motor vehicle or recreational vehicle possessed shall be maintained at the location of the dealership or at a dealership which owns the licensee. Temporary tag logs shall be kept at the dealership of the licensee to which the tags were issued. Records may be kept in written or electronic format.

(3) All business records shall be kept for the period of time required by state or federal law or regulation.

(4) All motor vehicle and recreational vehicle dealers shall maintain a record of all temporary tags acquired during the preceding eighteen (18) months. All temporary tags shall be issued, sold to dealers, and voided in numerical order in the same sequences they were received. All temporary tags shall be recorded in a temporary tag log in the order in which they were issued, sold to another dealer, and voided. This rule shall not apply to any temporary tag or temporary tag log that is automatically generated from a state operated system or database.

Authority: T.C.A. §§ 55-17-107, 55-17-402.

* If a roll-call vote was necessary, the vote by the Agency on these rules was as follows:

Board Member	Aye	No	Abstain	Absent	Signature (if required)
Eddie Roberts	X				
Stan Norton	X				
Ian Leavy	X				
Nathaniel Jackson	X				
Don Parr				X	
Stephen Tomaso			X		
Karl Kramer	X				
B. Joe Clayton	X				
Ronald Fox	X				
Kahren White				X	
Chris Lee	X				
Reed Trickett	X				
Jim Galvin Jr.	X				
John S. Murrey				X	
Debbie Melton	X				
Farrar Schaeffer Vaughan				X	

I certify that this is an accurate and complete copy of proposed rules, lawfully promulgated and adopted by the Tennessee Motor Vehicle Commission on January 23, 2017 and is in compliance with the provisions of T.C.A. § 4-5-222. The Secretary of State is hereby instructed that, in the absence of a petition for proposed rules being filed under the conditions set out herein and in the locations described, he is to treat the proposed rules as being placed on file in his office as rules at the expiration of ninety (90) days of the filing of the proposed rule with the Secretary of State.

Date: _____

Signature: _____

Name of Officer: _____

Title of Officer: _____

Subscribed and sworn to before me on: _____

Notary Public Signature: _____

My commission expires on: _____

All proposed rules provided for herein have been examined by the Attorney General and Reporter of the State of Tennessee and are approved as to legality pursuant to the provisions of the Administrative Procedures Act, Tennessee Code Annotated, Title 4, Chapter 5.

_____
Herbert H. Slatery III
Attorney General and Reporter

_____
Date

Department of State Use Only

Filed with the Department of State on: _____

Effective on: _____

_____
Tre Hargett
Secretary of State

Regulatory Flexibility Addendum

Pursuant to T.C.A. §§ 4-5-401 through 4-5-404, prior to initiating the rule making process, all agencies shall conduct a review of whether a proposed rule or rule affects small business.

(1) The type or types of small business and an identification and estimate of the number of small businesses subject to the proposed rule that would bear the cost of, or directly benefit from the proposed rule.

There are approximately 3,700 licensed motor vehicle and recreational vehicle dealers in Tennessee that will be substantially impacted by these rules.

For the dealership applicant rules, there will be no new costs because this information is already required for disclosure on applications. The industry as a whole should benefit by creating a process that identifies bad actors operating in the state of Tennessee by hiding behind a corporate structure.

For the new record keeping requirements, there are no expected costs for dealers to implement new record keeping techniques.

(2) The projected reporting, recordkeeping and other administrative costs required for compliance with the proposed rule, including the type of professional skills necessary for preparation of the report or record.

The new recordation requirements of temporary tags will assist dealers in ensuring that they are issuing tags according to the law and not issuing more than two (2) tags on any one transaction. Further, it will assist investigators in auditing temporary tags for compliance. This rule should not require any new professional skills necessary for preparation of the records.

There will be no required additional disclosures for corporate dealer applicants and thus no additional costs involved.

(3) A statement of the probable effect on impacted small businesses and consumers.

Small businesses may have to amend their recordkeeping of temporary tag logs. Consumers will be positively impacted by deterring fraudulent and other illegal activities of dealers regarding the issuance of temporary tags, by curbing persons with a history of criminal or other illegal activities from automatically obtaining a motor vehicle dealer license, and by allowing the Commission to utilize its discretion in deciding to grant such license.

Consumers will be positively impacted by creating an objective review to potentially reduce the number of dealerships owned by individuals who intentionally take advantage of unsuspecting buyers.

(4) A description of any less burdensome, less intrusive or less costly alternative methods of achieving the purpose and objectives of the proposed rule that may exist, and to what extent the alternative means might be less burdensome to small business.

The Commission believes that these changes are not burdensome, intrusive or costly and – as such – there do not appear to be any alternatives that would reasonably be expected to be less burdensome.

(5) A comparison of the proposed rule with any federal or state counterparts.

Other commissions, such as the Tennessee Athletic Commission, already have similar rules for corporate applicants. There are no known federal counterparts to these rules.

(6) Analysis of the effect of the possible exemption of small businesses from all or any part of the requirements contained in the proposed rule.

Exemption from these rules would not be beneficial because the majority of licensees are small businesses, therefore, exception from this rule would exempt a majority of all licensees, negating the consumer protections addressed by these amendments.

Impact on Local Governments

Pursuant to T.C.A. §§ 4-5-220 and 4-5-228 "any rule proposed to be promulgated shall state in a simple declarative sentence, without additional comments on the merits of the policy of the rules or regulation, whether the rule or regulation may have a projected impact on local governments." (See Public Chapter Number 1070 (http://state.tn.us/sos/acts/106/pub/pc1070.pdf) of the 2010 Session of the General Assembly)

This rule will not have a projected impact on local governments.

Additional Information Required by Joint Government Operations Committee

All agencies, upon filing a rule, must also submit the following pursuant to T.C.A. § 4-5-226(i)(1).

(A) A brief summary of the rule and a description of all relevant changes in previous regulations effectuated by such rule;

Dealer Applications: Currently, if a corporate entity applies for a dealer license, the Commission may not deny the application on the basis of the ownership or manager of the entity being a known bad actor. This results in scenarios where an individual who we would not permit to sell cars in the state can now own a car dealership. The dealer application rule would allow the Commission to prevent such an outcome.

Record Keeping: Currently temporary tag logs do not have to be kept in any particular order. This causes a large amount of confusion and unnecessary work when a department inspector or investigator attempts to review the log as part of their routine inspection or investigation. This rule would require dealerships to keep their logs in a manner that would promote simple compliance checks.

(B) A citation to and brief description of any federal law or regulation or any state law or regulation mandating promulgation of such rule or establishing guidelines relevant thereto;

This rule is not mandated by any federal or state law or regulation.

(C) Identification of persons, organizations, corporations or governmental entities most directly affected by this rule, and whether those persons, organizations, corporations or governmental entities urge adoption or rejection of this rule;

All motor vehicle dealers, recreational vehicle dealers and any other licensee who issues temporary tags will be affected by the record keeping rules. Any potential applicant that is a corporate entity could be affected by the dealership application rules.

(D) Identification of any opinions of the attorney general and reporter or any judicial ruling that directly relates to the rule;

There are no known attorney general opinions or judicial rulings that directly relate to this rule.

(E) An estimate of the probable increase or decrease in state and local government revenues and expenditures, if any, resulting from the promulgation of this rule, and assumptions and reasoning upon which the estimate is based. An agency shall not state that the fiscal impact is minimal if the fiscal impact is more than two percent (2%) of the agency's annual budget or five hundred thousand dollars ($500,000), whichever is less;

This rule is not estimated to have a probable increase or decrease in state and local government revenue and expenditures.

(F) Identification of the appropriate agency representative or representatives, possessing substantial knowledge and understanding of the rule;

Anthony Glandorf – Chief Counsel
TN Department of Commerce and Insurance

Matthew Reddish – Assistant General Counsel
TN Department of Commerce and Insurance

Paula Shaw – Executive Director
TN Motor Vehicle Commission
TN Department of Commerce and Insurance

(G) Identification of the appropriate agency representative or representatives who will explain the rule at a scheduled meeting of the committees;

Anthony Glandorf – Chief Counsel
TN Department of Commerce and Insurance

Matthew Reddish – Assistant General Counsel
TN Department of Commerce and Insurance

Paula Shaw – Executive Director
TN Motor Vehicle Commission
TN Department of Commerce and Insurance

(H) Office address, telephone number, and email address of the agency representative or representatives who will explain the rule at a scheduled meeting of the committees; and

Anthony Glandorf – Chief Counsel
500 James Robertson Parkway
Nashville, TN 37243
615-741-3072
Anthony.Glandorf@tn.gov

Matthew Reddish
500 James Robertson Parkway
Nashville, TN 37243
615-770-0089
Matthew.E.Reddish@tn.gov

Paula Shaw
500 James Robertson Parkway
Nashville, TN 37243
615-253-1312
Paula.j.shaw@tn.gov

(I) Any additional information relevant to the rule proposed for continuation that the committee requests.

None.