

COVID-19 DAILY ALERT: March 31

March 31, 2020

Below is today's updated compilation of key information and resources for GADA members. **New or revised information is in bold.** GADA Alerts are posted to "COVID-19 Information" page on www.gada.com each night.

Executive Orders

- On March 23, 2020 Governor Kemp issued an executive order to reduce the continued spread of the coronavirus (COVID-19) in Georgia. [View copy of Executive Order](#)
- Governor Kemp's Executive Order allows businesses to remain open if less than 10 people are gathered at a single location; and if more than 10 people are gathered at a single location, then such business must keep people at least six feet apart from one another. Accordingly, for now, unless a local municipal order has been issued, dealerships can continue current sales and service operations, provided these conditions are met. The state Department of Public Health is empowered to close any business that does not comply with these restrictions, so dealers are advised to strictly adhere to the terms of the Order.
- While the Governor's current Order does not distinguish between essential and non-essential businesses, this issue remains a concern for GADA. As such, GADA sent a letter to the Governor's office on March 23, 2020 urging him to deem dealership sales and service operations as essential. [View GADA's letter to the Governor](#)
- **GADA has prepared a letter that dealers can customize and send to local municipalities that may be considering taking action to close businesses.** [View letter template](#)
- We are aware that a number of local jurisdictions that have issued Orders. To the extent your local county or municipality has issued such an Order, we would appreciate if you would let us know at legal@gada.com. GADA has been in contact with both the Association of County Commissioners of Georgia (ACCG) and the Georgia Municipal Association (GMA) to communicate our position that both dealership sales and service operations are essential. [View letter to ACCG](#) | [View letter to GMA](#)

- **In addition, to the extent dealers would like to request clarification or reconsideration from local jurisdictions regarding the scope of an order, GADA has prepared a letter that can be customized. [View letter template](#)**
- The U.S. Department of Homeland Security has updated its list identifying essential workers to include "workers critical to rental and leasing of vehicles and equipment that facilitate the continuity of operations for essential workforces and other essential travel."
- NADA continues to work on this issue at the federal level. On March 17, NADA sent a letter to President Donald J. Trump stressing the urgent need to consider vehicle repair, maintenance and sales facilities as essential operations during the nation's response to the coronavirus. NADA recently sent another letter to President Trump urging designation of sales and service operations as essential. [View NADA's most recent letter to President Trump](#)

The Families First Coronavirus Response Act (FFCRA) for Employers

- **Dealers are reminded that the provisions in the FFCRA take effect April 1, 2020. Employers [must provide required FFCRA notice](#) to employees by posting or electronic delivery by that date.**
- **NADA issued an updated FAQ on FFCRA. [View FAQ](#)**
- The U.S. Department of Labor has updated and added more guidance on the Families First Act. The Q&A answers many questions regarding eligibility and documentation for expanded leave provisions under the Family Medical Leave Act and Emergency Paid Leave. For Q&A, Fact Sheets and applicable posters click [here](#).
- Fisher Phillips Dealership Practice Group has updated an FAQ specifically geared toward FFCRA as it relates to dealership operations. [View FAQs](#)
- To clarify cash flow issues as they related to the provisions in the Families First Act, the U.S. Treasury has issued guidance. [View guidance](#)

Coronavirus Aid, Relief and Economic Security (CARES) Act

- Congress passed and President Trump signed into law the \$2.2 trillion Coronavirus Aid, Relief and Economic Security (CARES) Act. This bill, known as Phase 3, includes generous and unprecedented provisions to help provide liquidity for dealerships and to help businesses keep their employees on the payroll. [View NADA'S Preliminary Summary of the CARES Act](#)

- The U.S. Treasury Department has updated its website to provide resources. [View website](#) Specifically, under the Assistance for Small Businesses section, there are four links entitled:

For a top-line overview of the program [CLICK HERE](#)

If you're a lender, more information can be found [HERE](#)

If you're a borrower, more information can be found [HERE](#)

The application for borrowers can be found [HERE](#)

- The U.S. Chamber of Commerce has issued a summary [Guide and Checklist](#).
- For additional guidance, view the [SBA Coronavirus Resource page](#).

Tag & Title Information

- The Georgia Department of Revenue (GADOR) has made available a DRIVES e-Service that allows customers to pay for and order a tag online. This can be used when dealers perform title only transactions via ETR. [View Message from GADOR](#)
- GADOR issued an extension of tag and registration deadlines as well as income tax deadlines. [View details here](#)
- Note that GADOR's extension of registrations and temporary tags does not extend the time period in which dealers must submit title applications. For purposes of timely lien perfection and remittance of TAVT, dealers must continue to submit title applications within 30 days of transaction.
- Many county tag offices are closed but continue to allow drop-off of title work. View a [list of county tag offices](#) and the services they are providing.

Georgia Department of Labor (Unemployment/Partial Unemployment Claims)

- The Georgia Department of Labor has updated its website to assist employers with new requirements for filing unemployment claims. [View website](#)
- The Georgia Department of Labor has addressed partial unemployment claims for reduced hours. Important information can be found [here](#).
- The Georgia Chamber has a fact sheet about new rules for unemployment claims. [View fact sheet](#)

Other Guidance for Business

- NADA has launched a [Coronavirus Hub](#).
- Fisher Phillips has developed a [COVID-19 resource page](#).
- The law firm of Bass Sox Mercer has issued a newsletter helpful to dealers. [View newsletter](#)
- A general FAQ addressing many issues, including workplace safety, workers compensation, Americans with Disabilities Act can be found [here](#).
- Dixon Hughes Goodman has also developed a knowledge resource page addressing, among other items, tax issues. [View DHG resource page](#)
- [CDC Interim Guidance for Businesses and Employers](#)
- [OSHA Guidance 3990-Preparing Workplaces for COVID-19](#)

The GADA staff stands ready to assist members. If you have any questions, please direct them to legal@gada.com.

