

COVID-19 DAILY ALERT: April 30

April 30, 2020

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

ADVERTISING

- GADA has been contacted by the Consumer Protection Division of the Georgia Attorney General's office concerning auto dealership advertising during the COVID-19 pandemic. [View letter from Georgia AG](#)

EXECUTIVE ORDERS

- **Today, Governor Kemp issued a new Executive Order lifting the statewide Shelter in Place Order for many Georgians. However, this Order keeps the Shelter in Place Order for Georgians considered at higher risk of severe illness, including those over the age of 65 and those with underlying medical conditions. Dealers are encouraged to review Kemp's Executive Order [04.30.20.01](#) and Executive Order [04.23.20.02](#) for details.**
- Governor Kemp's [Executive Order from April 23](#) provides criteria and guidance on operations and reopening of businesses. Some of the details in the Order apply to dealership operations. [View summary of provisions applicable to dealerships](#) **These provisions take effect May 1, 2020 and remain in effect through May 13, 2020.**
- On April 20, Governor Kemp issued an Executive Order allowing the reopening of some businesses, such as gyms, salons, etc. under certain conditions.
- Importantly, the April 20 Executive Order also incorporates the U.S. Department of Homeland Security's recent update to the list of essential critical infrastructure workers which includes "*[w]orkers critical to the manufacturing, distribution, sales, rental, leasing, repair, and maintenance of vehicles and other transportation equipment (including electric vehicle charging stations) and the supply chains that enable these operations to facilitate continuity of travel-related operations for essential workers.*" This clarifies that dealership sales

operations may remain open subject to conditions in the Order. [View Governor's Executive Order](#)

- Although guidance from the Governor's office specifically states that a letter from an employer is NOT required to prove that an employee works for a business that is an exception, view link to an updated [form letter](#) than may be used for that purpose.

SALES PRACTICES / REMOTE SALES

- View slides from NADA webinar [Legal and Regulatory Implications of Online Sales](#)
- GADA has prepared a memo addressing application of the FTC Cooling Off Period Rule as it relates to sales practices under the circumstances. [View memo](#)

FAMILIES FIRST CORONAVIRUS RESPONSE ACT (FFCRA) FOR EMPLOYERS

- Fisher Phillips released a publication to assist employers as businesses begin to recover from the COVID-19 crisis. [View FP Beyond The Curve Post Pandemic FAQ](#)
- In conjunction with the FFCRA FAQ specifically geared toward dealership operations, Fisher Phillips has also developed a customizable FFCRA Leave Request Form that may be used by dealerships. [View FAQs](#) | [View customizable FFCRA Leave Request Form](#)
- Provisions of the FFCRA took effect April 1, 2020. Employers [must provide required FFCRA notice](#) to employees by posting or electronic delivery by that date.
- NADA's FFCRA FAQ is updated as necessary. [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](#).
- The EEOC has updated and expanded guidance addressing anti-discrimination in the workplace as it relates to COVID-19. [View Questions & Answers](#)- updated information from EEOC is bolded.

CORONAVIRUS AID, RELIEF AND ECONOMIC SECURITY (CARES) ACT

- NADA has issued an analysis of recent Treasury guidance concerning PPP eligibility of businesses with liquidity. [View NADA analysis](#)
- The U.S. Treasury Department has issued guidance about [How to Calculate PPP Loan Amounts](#).
- **View updated [U.S. Treasury Department FAQ](#) on the PPP.**
- NADA has issued a document entitled [PPP Loans: Use of Proceeds and Forgiveness](#). Please note, this is preliminary guidance only.
- **[NADA has updated CARES FAQ](#)**
- For additional guidance, view the [SBA Coronavirus Resource page](#).

OSHA / WORKPLACE SAFETY

- NADA has released *A Dealer Guide to Safely Operating Your Dealership During a Pandemic*. [Download PDF](#)
- OSHA has issued a COVID-19 workplace safety poster. The poster highlights 10 infection prevention measures employers can implement to protect workers' safety and health during the coronavirus pandemic. Poster is available [here](#).
- For additional guidance, view [OSHA COVID-10 Resource page](#).

CDC GUIDANCE & RECOMMENDATIONS

- The CDC has consolidated coronavirus-related information for businesses on this site: <https://www.cdc.gov/coronavirus/2019-ncov/community/organizations/businesses-employers.html>. The prior link to CDC information is no longer functioning. Dealers should use this link for useful information on an assortment of COVID-19 related topics.
- The CDC recommends wearing cloth masks in public settings. [View CDC recommendation](#)
- View Fisher Phillips article [Cloth Face Coverings at Work: Are They PPE and Who Pays for Them](#)

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.

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

- View two post pandemic articles from Fisher Phillips:
 - [4-Step Plan for Handling Confirmed COVID-19 Cases When Your Business Reopens](#)
 - [5 Steps to Reopen Your Workplace, According to CDC's Latest Guidance](#)
- [NADA Coronavirus Hub](#)
- [Fisher Phillips COVID-19 resource page](#).
- A general FAQ addressing many issues, including workplace safety, workers compensation, Americans with Disabilities Act can be found [here](#).
- View [DHG resource page](#) addressing, among other items, tax issues.

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



