

SPARTAN MOTORS INC

Form 8-K

April 11, 2018

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

**FORM 8-K**

**CURRENT REPORT**

Pursuant to Section 13 or 15(d) of

The Securities Exchange Act of 1934

Date of Report (Date of Earliest Event Reported): July 26, 2017

**SPARTAN MOTORS, INC.**

(Exact Name of Registrant as Specified in Its Charter)

**Michigan**

**001-33582**

**38-2078923**

(State or Other Jurisdiction

(IRS Employer

of Incorporation)

(Commission File No.)

Identification No.)

**1541 Reynolds Road, Charlotte, Michigan 48813**

(Address of Principal Executive Offices)

(Zip Code)

**517-543-6400**

(Registrant's Telephone Number, Including Area Code)

**Not Applicable**

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(Former Name or Former Address, if changed Since Last Report)

Check the appropriate box below if the Form 8-K filing is intended to simultaneously satisfy the filing obligation of the registrant under any of the following provisions (see General Instruction A.2 below):

Written communications pursuant to Rule 425 under the Section Act (17 CFR 230.425)

Soliciting material pursuant to Rule 14a-12 under the Exchange Act (17 CFR 240.14a-12)

Pre-commencement communications pursuant to Rule 14d-2(b) under the Exchange Act (17 CFR 240.14d-2(b))

Pre-commencement communications pursuant to Rule 13e-4(c) under the Exchange Act (17 CFR 240.13e-4(c))

Indicate by check mark whether the registrant is an emerging growth company as defined in Rule 405 of the Securities Act of 1933 (§ 230.405 of this chapter) or Rule 12b-2 of the Securities Exchange Act of 1934 (§ 240.12b-2 of this chapter).

Emerging growth company

If an emerging growth company, indicate by check mark if the registrant has elected not to use the extended transition period for complying with any new or revised financial accounting standards provided pursuant to Section 13(a) of the Exchange Act.

**Item 5.02 Departure of Directors or Certain Officers; Election of Directors; Appointment of Certain Officers; Compensatory Arrangements of Certain Officers.**

**(e) Compensatory Arrangements of Certain Officers**

On July 26, 2017, the Board of Directors of Spartan Motors, Inc. (the "Company") adopted the Spartan Motors, Inc. Management Severance Plan (the "Plan") covering certain officers of the Company who are designated by the Human Resources & Compensation Committee of the Company's Board of Directors as eligible under the Plan.

The full text of the Plan is attached as Exhibit 99.1 to this Current Report on Form 8-K. The Plan provides for certain severance benefits to the Participants in the event of a Qualifying Termination (as defined in the Plan). In consideration of these benefits, each Participant under the Plan will be bound by certain restrictive covenants and will be required to execute a release as a condition to receiving benefits thereunder.

**Item 9.01 – Financial Statements and Exhibits**

**(d) Exhibits**

Exhibit 99.1 Spartan Motors, Inc. Management Severance Plan, as adopted by the Board of Directors on July 26, 2017.

**SIGNATURES**

Pursuant to the requirements of the Securities Exchange Act of 1934, the Registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

SPARTAN MOTORS, INC.

Dated: April 11, 2018

/s/ Thomas T. Kivell

By: Thomas T. Kivell

Its: Vice President, Secretary and General Counsel