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LOUISIANA USED MOTOR VEHICLE COMMISSION
STATE OF LOUISIANA

REGULAR MEETING
APRIL 16, 2018
BEGINNING AT 9:30 A.M.

3132 VALLEY CREEK
BATON ROUGE, LOUISIANA

REPORTED BY:
BETTY D. GLISSMAN, CCR

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APPEARANCES:

CHAIRMAN:

MR. JOHN POTEET

COMMISSIONERS PRESENT:

MR. TONY CORMIER

MR. RICKY DONNELL

MR. RON DUPLESSIS

MR. GEORGE FLOYD

MR. STEPHEN OLAVE

MR. MATTHEW PEDERSON

MR. HENRY "DARTY" SMITH

MR. DINO TAYLOR

MR. RICHARD WATTS

REPRESENTING THE LOUISIANA USED MOTOR
VEHICLE COMMISSION:

ROBERT W. HALLACK, ESQUIRE
HALLACK LAW OFFICE
13007 JUSTICE AVENUE
BATON ROUGE, LOUISIANA 70816

SHERI MORRIS, ESQUIRE
DAIGLE, FISSE & KESSENICH, PLC
8480 BLUEBONNET BOULEVARD, SUITE F
BATON ROUGE, LOUISIANA 70810

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ALSO PRESENT:

MR. DEREK PARNELL

MS. MONA ANDERSON

MS. TONYA BURKS

MS. EMILY DOMANGUE

1 MR. POTEET:

2 All right. We'll get started.

3 (Pledge of Allegiance)

4 MR. POTEET:

5 So, Tonya, do you want to do the
6 roll call, please?

7 MS. BURKS:

8 Sure.

9 John Poteet?

10 MR. POTEET:

11 Here.

12 MS. BURKS:

13 Dino Taylor?

14 MR. TAYLOR:

15 Here.

16 MR. BURKS:

17 Tony Cormier?

18 MR. CORMIER:

19 Here.

20 MS. BURKS:

21 Ron Duplessis?

22 MR. DUPLESSIS:

23 Here.

24 MS. BURKS:

25 George Floyd?

1 MR. FLOYD:
2 Here.
3 MS. BURKS:
4 Henry Smith?
5 MR. SMITH:
6 Here.
7 MS. BURKS:
8 Steve Olave?
9 MR. OLAVE:
10 Here.
11 MS. BURKS:
12 Ricky Donnell?
13 MR. DONNELL:
14 Here.
15 MS. BURKS:
16 Richard Watts?
17 MR. WATTS:
18 Here.
19 MS. BURKS:
20 Matthew Pederson?
21 MR. PEDERSON:
22 Here.
23 MS. BURKS:
24 Mr. Chairman, we have a quorum.
25 MR. POTEET:

1 Excellent. Not only do we have a
2 quorum, we have a full house.

3 Do we have anyone here today for
4 public comments?

5 MS. BURKS:

6 No, sir.

7 MR. POTEET:

8 All right. The first thing on
9 the agenda that we need to do is we have the
10 adoption and approval of the minutes of
11 March 19th meeting. I need a --

12 MR. SMITH:

13 I make a motion.

14 MR. OLAVE:

15 Second the motion, Mr. Chairman.

16 MR. POTEET:

17 Second by Mr. Olave.

18 All in favor, say, "Aye."

19 (All "Aye" responses.)

20 MR. POTEET:

21 None opposed?

22 (No response.)

23 MR. POTEET:

24 That passes. Okay.

25 Mona. She's waiting patiently

1 back there. Financial matters.

2 MS. ANDERSON:

3 Turning in your binders to the
4 financial reports for March 2018, on page 1
5 is the statement of net position. The cash
6 in the bank at the end of March was
7 \$2,347,299. The accounts receivable hearing
8 fines were \$57,314. At the bottom of the
9 page, the current liabilities were \$76,330.

10 On page 2, the deferred revenues
11 for 2019 at the end of March were 200- --
12 I'm sorry, were \$261,515. And the total
13 liabilities were \$3,281,108, the majority of
14 which is the net pension liability. On
15 pages 3 -- pages 3 through 5 is the
16 statement of revenues, expenses, and changes
17 in net position. Both the month-to-date
18 revenues and the year-to-date revenues were
19 lower, particularly in the auction
20 transaction fees, but that was just a timing
21 issue. Last year in March, the prior month
22 included two months of auction transaction
23 fees for Copart and Insurance Auto Auction.

24 On pages 4 and 5, the
25 month-to-date expenses decreased slightly

1 compared to 2017. We have some delayed
2 legal expenses. We're waiting for Sheri's
3 contract to be approved by procurement. And
4 on page 5, the year-to-date net position was
5 -- for the year was \$311,765. And for the
6 month, it was a negative \$32,903.

7 On page 6, the four- year revenue
8 comparison shows a comparison among the
9 revenues for the past four years. The
10 crusher -- when we compare 2017/'18 to the
11 same district year of '15/'16, the crusher
12 license revenues were the highest increase
13 in the licensing revenue. And the interest
14 on our operating account was the highest
15 increase in revenue of all other revenues.
16 On page 7 is a visual comparison of five of
17 the revenues for license types.

18 On page 8 is the year-to-date
19 budget to actual expenditures. We're
20 heading into the end of this fiscal year.
21 Our supplies and our maintenance categories
22 may need to be amended before the end of the
23 fiscal year as they're really close to
24 budget.

25 On page 9 is the certificate of

1 deposit report. There are no changes for
2 March. We did obtain some better interest
3 rates from Chase on the two April CDs that
4 are coming up in next month's financials.
5 And we checked rates with Investar, with
6 Chase, and with Whitney and actually Chase
7 is the only one that called us back with
8 rates. It's kind of hard to get banks to
9 look at governmental CDs, because they have
10 to pledge securities for those CDs. It's
11 not like a personal CD. But we actually had
12 contact from Investar. They contacted us,
13 but they never did get back with us in time
14 for the maturity of the CD. So we'll
15 continue to try to get three quotes from
16 banks that are on the list of fiscal agents
17 for the state. On page 10, the accounts
18 receivable hearings report, in March, we
19 assessed \$19,300 in fines and we collected
20 \$22,643. And the balance at the end of the
21 month was \$57,314.

22 And so unless there are any
23 questions, Mr. Chairman, that concludes my
24 report.

25 MR. POTEET:

1 Anyone have any questions today?

2 (No response.)

3 MR. POTEET:

4 I'm taking that silence as, no,
5 there are no questions.

6 MR. OLAVE:

7 Do you need a motion, Mr.
8 Chairman?

9 MR. POTEET:

10 Yes, we do.

11 MR. OLAVE:

12 I make a motion we adopt the
13 financial report.

14 MR. POTEET:

15 Second?

16 MR. SMITH:

17 I second.

18 MR. POTEET:

19 Second right here from Darty.

20 All in favor, say, "Aye."

21 (All "Aye" responses.)

22 MR. POTEET:

23 Any opposed?

24 (No response.)

25 MR. POTEET:

1 All right. Thank you, Mona, good
2 work.

3 All right. Next thing on the
4 agenda is ratification of imposed penalties.
5 It looks like we have three of these here.

6 MR. PARNELL:

7 Not many. Please find in your
8 packet a chart that illustrates the dealers
9 that were in violation of state law. These
10 cases have been investigated and I've
11 determined that the public interest can be
12 served without further administrative
13 proceedings. Thus, civil penalties were
14 imposed. I will announce the name of the
15 dealer and have -- I'll announce the name --
16 excuse me, I will announce the names of the
17 dealers that have imposed civil penalties.

18 Do we have any representation
19 from dealers that are listed on the chart?

20 MS. BURKS:

21 No one is here.

22 MR. PARNELL:

23 I'll go through. True 2 Auto
24 Sales, LLC, from New Orleans, Louisiana,
25 violation fine amount is \$1,500. Stan

1 Davis, Individually and doing business as,
2 Stan's Auto Sales, from West Monroe,
3 Louisiana, fine amount is \$150. Kim's Auto
4 Sales, LLC, from Port Barre, Louisiana, fine
5 amount is \$150. Commissioners, I ask that
6 you ratify the imposed civil penalties
7 assessed. The total amount of civil
8 penalties is \$1,800.

9 MR. POTEET:

10 All right. I need a motion.

11 MR. SMITH:

12 I make a motion.

13 MR. CORMIER:

14 Second.

15 MR. POTEET:

16 Motion from Darty. Second over
17 here by Tony.

18 All those in favor, say, "Aye."

19 (All "Aye" responses.)

20 MR. POTEET:

21 Any opposed?

22 (No response.)

23 MR. POTEET:

24 All right. That passes.

25 Next on our agenda is the

1 ratifications of revocations.

2 MR. DUPLESSIS:

3 In addition, you will find a
4 chart that illustrates the dealers that are
5 -- have -- they had their licenses revoked.
6 Please note that each dealer on the list has
7 been through the revocation process. We
8 don't -- do we have anyone here to represent
9 any of these dealers?

10 MS. BURKS:

11 No one is here.

12 MR. PARNELL:

13 Okay. Let me go through. Iberia
14 Preowned Auto Sales, LLC, from New Iberia,
15 suspension letter was on 2/14/2018. Notice
16 of revocation was on 3/27 of '18. Sugarmill
17 Auto Sales from New Iberia, Louisiana,
18 notice of revocation was on 3/27 of '18.
19 Dom's Paint and Body, LLC, from Lake
20 Charles, Louisiana, notice of revocation was
21 3/27/18. Consignment Sales from Lake
22 Charles, Louisiana, notice of revocation was
23 3/27/18. Burch's Auto -- Burch's Used Auto
24 Sales, Incorporated, from Mansfield,
25 Louisiana, notice of revocation is 3/19 of

1 '18. Angelic Rides, LLC, from New Iberia,
2 Louisiana, notice of revocation is 3/19 of
3 '18. Road Show Motors from Arcadia,
4 Louisiana, notice of revocation is 3/19 of
5 '18. Gee's Auto Sales, Incorporated, from
6 Shreveport, Louisiana, notice of revocation
7 is 3/19 of '18. Auto Plaza of Moss Bluff,
8 LLC, Lake Charles, Louisiana, notice of
9 revocation is 2/26 of '18. Jessie's Auto
10 Sales from New Iberia, Louisiana, notice of
11 revocation is 3/20 of '18. Commissioners, I
12 ask that you ratify the revocation of
13 dealers I have just announced.

14 MR. OLAVE:

15 I make a motion, Mr. Chairman.

16 MR. DONNELL:

17 Second.

18 MR. POTEET:

19 Mr. Olave.

20 Who was the second? Okay. Ricky
21 Donnell.

22 All in favor, say, "Aye."

23 (All "Aye" responses.)

24 MR. POTEET:

25 Any opposed?

1 (No response.)

2 MR. POTEET:

3 All right. Those pass.

4 Okay. So, Derek, can you
5 continue with the Executive Director's
6 report, please?

7 MR. PARNELL:

8 All right. Commissioners, I just
9 want to notify you-all that the new
10 investigator that we brought on in district
11 3 is doing a greatest job. He jumped right
12 in. He understands a lot of the process, a
13 lot of the laws. He's worked in auto sales
14 before. So a lot of the laws are parallel.
15 So he's actually doing a really good job.
16 I'm very happy with the selection we made
17 with him. So moving forward, we're still
18 trying to grow. We're still trying to be as
19 proactive as we can. Although, we can't
20 necessarily at this point because of our
21 size -- staff size, but I do want us to get
22 there. We're going to continue to work on
23 that.

24 A little bit of update I want to
25 give you guys on our software solution. We

1 -- I had Commissioner Olave reach out to me
2 and advise me that he randomly met someone,
3 Ms. Rhonda Miller, who's the owner of RTM
4 Global Tech, and gave her my contact
5 information and -- as well as mine to her.
6 So we did reach out to her a few weeks ago,
7 Mona and I. We gave Ms. Miller a conference
8 call and we kind of discussed some of the
9 services that she could provide for us.
10 After the -- during the discussion, we kind
11 of really wanted her to understand exactly
12 what we do, what we're doing for -- the
13 breadth and the depth of the solution that
14 we're really looking for. And during the
15 discussion, we kind of realized that she
16 wasn't at that point. She didn't have a
17 system already created that was vetted
18 already. She kind of really wanted to be
19 more in the role of a consultant. And at
20 this point, we brought on this IT --
21 Transformyx, this IT company that we've been
22 using and they -- a lot of what they do --
23 they do that role as well. So I don't know
24 -- do you want to kind of say anything about
25 her.

1 MR. OLAVE:

2 Yes. I think -- it was -- it was
3 kind of unusual that I met her, trying to
4 sell her a car actually. And she told me
5 she was -- she was a consultant with RTI,
6 that they had contracts with the University
7 of Arizona and Children's Hospital in
8 Birmingham. And I spoke with her after that
9 -- after your discussion with her and they
10 are more of a customizable --

11 MR. PARNELL:

12 Right.

13 MR. OLAVE:

14 -- software solution. They get
15 in and figure out -- you know, again, I
16 don't understand all of the logistics of it,
17 but they come in. So they may not have
18 anything prepared. And I don't know the
19 lady other than meeting her that first time,
20 but I believe that, you know, they come in
21 and customize a solution for the individual,
22 which there are some attractive qualities in
23 that.

24 MR. PARNELL:

25 Absolutely.

1 MR. OLAVE:

2 Other than -- you know, they are
3 not ready in that particular, you know,
4 package. So I just thought it was
5 serendipitous that we met and turned it
6 over, you know.

7 MR. PARNELL:

8 Well, she said -- you know, we
9 still -- I asked her can she kind of give me
10 some information -- some more information
11 about her company and the work she does. So
12 we'll look into, you know, just what can
13 happen.

14 MR. OLAVE:

15 Yes.

16 MR. PARNELL:

17 I understand most often that the
18 customizable -- a fully customized program
19 is rather expensive versus, you know, the
20 ones that are already out there, which we
21 found out was more than what we can pay
22 right now. But we're going to continue our
23 process of searching and looking. So we --
24 anybody that we reach out to, you know, we
25 just want to try to understand -- let them

1 understand a little bit more of what we're
2 doing.

3 With that said, we moved our IT
4 contract. This past fiscal year, we began a
5 process of phasing out our old IT contract
6 with Keith Horton. We moved to Transformyx.
7 It supports right now about 90 percent of
8 our IT needs currently. We've been very
9 pleased with this new company. They are
10 very proactive in what they do, you know.
11 They actually -- they watch our system.
12 They watch our computers and make sure --
13 you know, every night, they're proactively
14 looking at our system to see what we need to
15 update in the future, where we are right
16 now. And that's kind of a service that we
17 weren't really having.

18 And for our agency to grow in the
19 direction we want to go, that was one of the
20 main focuses that we were looking at when we
21 went with the company, Transformyx, you
22 know. They're really on it. Like, when we
23 call them, somebody is over here right away
24 or they jump in our system immediately and
25 the updates are all done, you know, more

1 often than we even know that it happens. In
2 the past, that really wasn't the case. So
3 moving forward with the 2018/'19 fiscal
4 year, we're going to totally phase out our
5 old IT company and just continue moving
6 forward with the new company that we have
7 right now.

8 So that's it. That's pretty much
9 all that's kind of been happening here. So
10 if you have any questions, comments, or
11 concerns please let me know.

12 MR. POTEET:

13 Anybody have anything? Questions
14 or comments for Derek?

15 (No response.)

16 MR. PARNELL:

17 I do want to ask Commissioner
18 Duplessis. I know you mentioned there was a
19 company that you had worked with in the
20 past. Would you let me have that contact
21 information, so I can reach out to them and
22 let me see --

23 MR. DUPLESSIS:

24 Sure.

25 MR. PARNELL:

1 -- what services they can provide
2 for us?

3 MR. DUPLESSIS:

4 Is this new company doing
5 hardware/software -- hardware/software
6 integration? What are they doing for you?

7 MR. PARNELL:

8 It's kind of -- it's more kind of
9 to the technical side I'm thinking.

10 MS. ANDERSON:

11 What we're looking for in the
12 licensing part of it is what they call a COS
13 system or customized off the shelf. So,
14 basically, the ones that we've looked at
15 that seem viable are the ones that have an
16 off-the-shelf program that they can
17 customize to our needs. So they can mimic
18 things that already happened in CAVU, but
19 they can improve on them for us and grow
20 with us.

21 And Transformyx -- as far as
22 Transformyx is concerned, it's just amazing
23 how much they can do. They can remote in at
24 any point and see exactly what you're
25 seeing. We don't have to wait for somebody

1 to find the time to come here, and then, you
2 know, travel here. And they have a bank of
3 people as opposed to our former IT contract.
4 They only had one person that would come
5 and, sometimes, he would come. And this
6 company has five or six people that work
7 just on problems with computers.

8 Then, they have a whole other set
9 of people that work with the servers and
10 what-have-you. And in every case that we've
11 even thought of anything that they might
12 need to be doing, guess what? They're
13 already doing it. So you can't get any
14 better than that.

15 MR. POTEET:

16 I think that one of the -- one of
17 the problems we have, of course, is that,
18 you know, if you're -- if you're in that
19 business, they don't have a lot of
20 customers. I mean, how many customers can
21 they get? We have the same problem in the
22 auction industry, you know. There are only
23 375 National Auto Auction Association
24 auctions in the country. So if you were
25 saying, I want to start a business and I

1 want to have only 375 customers, if I get
2 100 percent of them, that's just what I want
3 to do. So, you know, I see that as being
4 very difficult.

5 MS. ANDERSON:

6 Well, one of the companies that
7 we talked to has actually talked to the
8 Secretary of State about getting agencies
9 together, which that's what we've found in
10 other states, that either the -- statewide,
11 all the agencies get together and they have
12 a custom program built that can be amended
13 for the different types of functions that
14 each agency does. So that one company that
15 we talked to, they actually were proactive
16 and went and met with the Secretary of
17 State. They came and talked to us
18 afterwards and they've got two or three
19 other agencies that do similar licensing
20 processes. So they're trying to get the
21 state to sort of oversee this. And, that
22 way, we can have economy of size, you know,
23 that we won't have to pay as much if they're
24 doing the same program for three, four,
25 other agencies.

1 MR. POTEET:

2 Yes. I would think that that's
3 one way to approach this. At least it would
4 give them some incentive as opposed to
5 saying, one commission, one agency.

6 MR. OLAVE:

7 Of course, it seems like that
8 would integrate better for agencies that
9 have to communicate, you know, possibly
10 having the same system.

11 MR. POTEET:

12 You would hope so.

13 MR. OLAVE:

14 In theory.

15 MR. POTEET:

16 In theory. All right. Derek,
17 thanks for that report.

18 Let's see. The next thing on the
19 agenda is the legislative session. We've
20 got a couple things here. Of course, Sheri
21 is not here, but I'm sure that Ron and Derek
22 can easily carry this ball right up to the
23 one yard line at the very least.

24 MR. DUPLESSIS:

25 Probably, made the most important

1 thing in the legislative report is something
2 that's not on here and I'm going to bring
3 this to the Commission. I was -- I guess it
4 was about two weeks ago Friday afternoon, I
5 met with the New Motor Vehicle Commission
6 and -- privately, and that's the way they
7 wanted it. And it was Ray Brandt, myself,
8 and Lessie House. And we met for about an
9 hour -- a little over an hour. And I
10 requested the meeting and they granted it.
11 And I said, you know, we're in session. I
12 don't want to see this session go like the
13 previous session, that we're in a war room
14 battling it out amongst two like kind
15 agencies. And we have some overlap here I
16 think that we need to clarify. And to my
17 amazement, they were cordial. And they
18 agreed that there were areas that we need to
19 clear up and one of those is the sales
20 finance act.

21 And, you know, the -- some of the
22 points that I think we need to look at is
23 the rent-to-own versus lease-to-own. And I
24 think that some of our laws actually
25 conflict with federal law, especially

1 Regulation M, Regulation Z, the Federal
2 Trade Commission, truth in advertising. And
3 our advertising in the used car world is --
4 we don't have buy down risks. We don't have
5 factory incentives. We don't have capital
6 allowances going on like you're seeing with
7 Chrysler, like you're seeing with GM
8 Financial, not inclusive of Allied, but not
9 exclusive of Allied. And that's my world,
10 is the GM knowledge.

11 So we talked about that, you
12 know, and we were at a point, get a three
13 member committee to sit down and try and
14 work out the points, especially on the sales
15 finance act, the overreach of controls of
16 both agencies to clarify what our roles are.
17 And we're going to come up, I think, with,
18 if you will, no less than the letter that we
19 had from Governor Foster a number of years
20 ago defining our roles more clearly where
21 our reach and overreach is.

22 Now, I'm sure that there's going
23 to be some agents that go in and they become
24 zealous and they try to do their job or do
25 it with a great deal of zeal, but we've got

1 to stay within, you know, the defined
2 boundaries, what I think our agencies are
3 here to do. So I would like to think
4 towards the end of the session that we're
5 going to develop these committees and be
6 able to, if you will, bury the hatchet and
7 smoke a peace pipe and figure out exactly
8 how we can -- we can coexist.

9 We also brought up, you know,
10 some issues of public importance, like ICE,
11 state DMV, state police, where our issues
12 are the illegal activity or seen in those
13 investigations or where we go to those
14 investigations and we have to share for what
15 we think is the highest and best use of
16 public safety. They agreed with that. So
17 we had a very pleasant meeting for about an
18 hour. We got a game plan. And, hopefully,
19 we can reach out to each other and put these
20 -- put these issues to bed and become a more
21 cohesive total association before we resign
22 and settle. So that was good news.

23 MR. POTEET:

24 Can I ask you a question?

25 MR. DUPLESSIS:

1 Sure.

2 MR. POTEET:

3 Okay. You mentioned that -- in
4 your discussion with them that there was the
5 suggestion that we come up with a three
6 person committee from each commission to
7 work on this?

8 MR. DUPLESSIS:

9 Yes.

10 MR. POTEET:

11 Is that -- was that your
12 suggestion or their suggestion or it just
13 kind of rolled out in the conversation?

14 MR. DUPLESSIS:

15 Well, I -- you know, my
16 suggestion was that it was going to be a
17 committee, a small committee. And they came
18 up with three and I quickly agreed with
19 three, because I felt like that was enough.
20 You know, when you get into these big
21 committees --

22 MR. POTEET:

23 Well, I know where you're going
24 with that.

25 MR. DUPLESSIS:

1 Oh, my.

2 MR. POTEET:

3 The more people you get on the --

4 MR. DUPLESSIS:

5 The only thing you come out with
6 is a headache.

7 MR. POTEET:

8 Okay. Just getting all of them
9 to meet at one time is -- -

10 MR. DUPLESSIS:

11 Yes. So I felt like there was a
12 degree of cooperation. So I was going to
13 let my winds run and that we can hash
14 anything else out later. But my job was, I
15 thought, to try to bring the two commissions
16 together, bring the information back to this
17 Commission, and to see how we felt. And
18 then we could -- we could appoint the
19 committee and make sure that we had a good
20 cohesive committee. If it's going to be
21 three lawyers on each side, I don't think
22 it's going to be a good meet. But I think
23 it's going to have to take some common sense
24 people.

25 We just get broiled in the

1 details instead of trying to get the
2 concept, we're looking at the fine points
3 and that just doesn't work for business
4 people. But we're going to have to refine
5 that through the -- through the attorneys
6 and we're going to have to put it into -- I
7 guess, maybe, we'll try to get it to a rule
8 of cooperation on each side of the agency
9 and that would work for us, in my opinion.

10 MR. POTEET:

11 Does anybody have any comments on
12 any of this?

13 (No response.)

14 MR. POTEET:

15 I mean, do you want me to appoint
16 a committee or do you have some suggestions?

17 MR. DUPLESSIS:

18 You know, my thought is, it's
19 going to be a conference call between
20 yourself and Derek along with Ray Brandt and
21 Lessie as to what the scope of this is going
22 to be and the construction of it. Then,
23 it's going to be up to y'all to appoint the
24 committee, was my -- was my vision of it.

25 MR. POTEET:

1 Have you had any discussion with
2 Lessie about any of this?

3 MR. PARNELL:

4 No, I haven't.

5 MR. POTEET:

6 I'd recommend that you contact
7 her. If somebody is interested in being on
8 this committee, please email Derek or me or
9 both of us and let me know, anybody that's
10 interested. As we go down the path with
11 this, we're going to have to figure out what
12 is the best way to communicate with that
13 commission and get some of these things that
14 are just kind of hanging out there that
15 annoy us and make our lives more difficult,
16 so.

17 MR. DUPLESSIS:

18 I think I've seen a degree of, if
19 you will, reality check from that LUMVC,
20 especially the Alonzo case. You know, that
21 case is going nowhere and that's a shame.
22 It's created a lot of carnage. The three
23 member committee should create a solution.

24 MR. POTEET:

25 I agree with that.

1 MR. DUPLESSIS:

2 So I think it's there. And if we
3 can just get on a working relationship,
4 hopefully, we can get put this to bed and we
5 want to go back to doing what we're intended
6 to do by the -- by the Legislature.

7 MR. POTEET:

8 All right. Thank you for that.

9 MR. DUPLESSIS:

10 I guess 514 essentially seems to
11 be moving out without -- has it had any
12 opposition?

13 MR. PARNELL:

14 No, not yet. It's been sent to
15 Senate Commerce. There were some amendments
16 added to it, but other than that, there was
17 no real opposition at all on the bill. So
18 it's just waiting to be heard in Senate
19 Commerce at this point.

20 MR. DUPLESSIS:

21 The Senate Commerce?

22 MR. PARNELL:

23 Yes.

24 MR. DUPLESSIS:

25 This Board, I guess, has got to

1 go through the reconfirmation package?

2 MR. PARNELL:

3 Yes.

4 MR. DUPLESSIS:

5 I guess that was a well written
6 clean up bill.

7 489, it looks like we've reached
8 an agreement there and that is moving along
9 pretty much without opposition as well?

10 MR. PARNELL:

11 That's correct, just recently,
12 though. But Jessie McCormick, he's a
13 lobbyist for LKQ and they're pretty much the
14 ones that want this bill to go through.
15 They were advised that there are some
16 amendments coming from CARFAX, which is a
17 little strange to me. But we're just
18 waiting right now to hear the amendments and
19 see what they are and we're kind of -- I'll
20 let you know what they are, so we can see
21 where it's going beyond that, see if that's
22 something that the agency will oppose or
23 agree with.

24 MR. DUPLESSIS:

25 You know, they're just a

1 reporting agency trying to do the right
2 thing in a lot of areas. So I don't see
3 where that's going to be any opposition.

4 MR. PARNELL:

5 I don't see any either.

6 MR. DUPLESSIS:

7 And SB-62 by Martiny, I assume
8 we're going to be around for another four
9 years.

10 MR. PARNELL:

11 The sunset bill is flying
12 through, so.

13 MR. DUPLESSIS:

14 Derek, is there anything that --
15 Robert, anything that we should be -- that's
16 not on here that we should be concerned with
17 playing defense?

18 MR. HALLACK:

19 Not that I'm aware of.

20 MR. PARNELL:

21 And there are several bills that
22 are out there that could potentially, but I
23 haven't ran across anything throughout the
24 process in looking at the amendments. Sheri
25 and I have kind of been watching this. We

1 haven't seen anything that really affects
2 our agency negatively in any way at this
3 point. But we still have a little while
4 left to go in the session. So we always
5 tend to be on our toes just in case we have
6 to.

7 MR. DUPLESSIS:

8 Late in the session.

9 MR. PARNELL:

10 Yes, usually late.

11 MR. TAYLOR:

12 When is the session essentially
13 over? When is --

14 MR. PARNELL:

15 I think it's June 2nd -- no, 4th.
16 I was thinking the 4th. Yes, June 4th.

17 MR. DUPLESSIS:

18 Anything else?

19 MR. POTEET:

20 Robert, do you have any comments
21 on anything?

22 MR. HALLACK:

23 Very smooth this year.

24 MR. DUPLESSIS:

25 Mr. Chairman, that's my report.

1 MR. POTEET:

2 Anyone have any questions for any
3 of us? Particularly, Ron and Derek?

4 (No response.)

5 MR. POTEET:

6 Okay.

7 MR. PARNELL:

8 So, once again, I do want to
9 touch on something. Just now -- you guys
10 want me to contact Lessie and discuss the
11 scope of the meeting moving forward, like,
12 what we really want to discuss in that?

13 MR. POTEET:

14 I think you should refer to what
15 Mr. Duplessis said -- brought up here, you
16 know, about the possibility of a two or
17 three person committee from each commission.
18 I mean, when you two discuss it, maybe it's
19 two, maybe it's four. But three was what
20 was proposed. And then -- and then we can
21 appoint some people. I'm assuming Ron would
22 want to be on that. And then we've got nine
23 others to choose from. So anybody that's --
24 as I said, anybody that's interested, email
25 me and/or Derek. So when we get to this

1 point, which I hope they probably going to
2 do it soon, we can get together and work on
3 this. I definitely think that, you know,
4 with all of the things that are going on in
5 the world of politics in our state, it's a
6 good idea for us to have a plan instead of
7 just wait and see what hits us in the head
8 when we come around the corner.

9 MR. PARNELL:

10 Absolutely.

11 MR. DUPLESSIS:

12 I want to add one other comment.
13 They had some advertising concerns, which I
14 don't think we have a lot of opposition to.
15 One of the concerns, which I agree with them
16 on and I think we've cured it, especially in
17 the last meeting, was the certification.
18 And, you know, just to advertise
19 certification, have a 12 point check, in my
20 mind, you know, that's not a consumer
21 friendly position, to assure the consumer
22 they're getting a good deal. I saw one here
23 last week that was 127 points. I frankly
24 thought it was overkill. But I think
25 there's a standard and the standard that I

1 see on our side is going to be probably
2 Kelley Blue Book or NADA certifications.
3 There may be more out there. I don't know.
4 But I think that it would be easy for us to
5 adopt with a great deal of comfort, those
6 two particulars, as normal standards.
7 Otherwise, you're going to be reading a lot
8 of paperwork. And if they had those, which
9 we can -- and I think CarMax does those
10 certifications.

11 MR. PARNELL:

12 Yes.

13 MR. DUPLESSIS:

14 I'm not sure. But I think those
15 are three industry standards that we can
16 cling to and come up with something that
17 works and --

18 MR. PARNELL:

19 Yes.

20 MR. DUPLESSIS:

21 I think that's a concern for both
22 commissions that we can settle relatively
23 easily.

24 MR. POTEET:

25 Okay. All right. I had a

1 request from one of Commissioners to have an
2 Executive Session. Is that still --

3 MR. OLAVE:

4 Yes, sir. I make a motion we
5 move into Executive Session to discuss some
6 sensitive matters.

7 MR. POTEET:

8 Okay. I need a second for that.

9 MR. SMITH:

10 Second.

11 MR. POTEET:

12 All in favor, say, "Aye."

13 (All "Aye" responses.)

14 MR. POTEET:

15 All right. We have a motion and
16 a second to move in Executive Session.

17 MS. BURKS:

18 John Poteet?

19 MR. POTEET:

20 Yes.

21 MS. BURKS:

22 Dino Taylor?

23 MR. TAYLOR:

24 Yes.

25 MS. BURKS:

1 Tony Cormier?
2 MR. CORMIER:
3 Yes.
4 MS. BURKS:
5 Ron Duplessis?
6 MR. DUPLESSIS:
7 Yes.
8 MS. BURKS:
9 George Floyd?
10 MR. FLOYD:
11 Yes.
12 MS. BURKS:
13 Henry Smith?
14 MR. SMITH:
15 Yes.
16 MS. BURKS:
17 Steve Olave?
18 MR. OLAVE:
19 Yes.
20 MS. BURKS:
21 Ricky Donnell?
22 MR. DONNELL:
23 Yes.
24 MS. BURKS:
25 Richard Watts?

1 MR. WATTS:

2 Yes.

3 MS. BURKS:

4 And Matthew Pederson?

5 MR. PEDERSON:

6 Yes.

7 (Executive Session 10:03 a.m. to
8 11:39 a.m.)

9 MR. POTEET:

10 We need a motion to adjourn the
11 Executive Session.

12 MR. OLAVE:

13 I make a motion that we come out
14 of Executive Session.

15 MR. SMITH:

16 I second.

17 MR. POTEET:

18 All right. Roll call?

19 MS. BURKS:

20 John Poteet?

21 MR. POTEET:

22 Yes.

23 MS. BURKS:

24 Dino Taylor?

25 MR. TAYLOR:

1 Yes.

2 MS. BURKS:

3 Tony Cormier?

4 MR. CORMIER:

5 Yes.

6 MS. BURKS:

7 Ron Duplessis?

8 MR. DUPLESSIS:

9 Yes.

10 MS. BURKS:

11 George Floyd?

12 MR. FLOYD:

13 Yes.

14 MS. BURKS:

15 Henry Smith?

16 MR. SMITH:

17 Yes.

18 MS. BURKS:

19 Steve Olave?

20 MR. OLAVE:

21 Yes.

22 MS. BURKS:

23 Ricky Donnell?

24 MR. DONNELL:

25 Yes.

1 MS. BURKS:

2 Richard Watts?

3 MR. WATTS:

4 Yes.

5 MS. BURKS:

6 Matthew Pederson?

7 MR. PEDERSON:

8 Yes.

9 MR. SMITH:

10 Now, I make a motion to adjourn.

11 MR. OLAVE:

12 Second the motion.

13 MR. POTEET:

14 All in favor, say, "Aye."

15 (All "Aye" responses.)

16 MR. POTEET:

17 All right.

18 (Meeting adjourned at 11:41 a.m.)

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REPORTER'S CERTIFICATE

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3 I, BETTY D. GLISSMAN, Certified Court
4 Reporter, Certificate No. 86150, in and for
5 the State of Louisiana, do hereby certify
6 that the Louisiana Used Motor Vehicle
7 Commission April 16, 2018, meeting was
8 reported by me in the stenotype reporting
9 method, was prepared and transcribed by me
10 or under my personal direction and
11 supervision, and is a true and correct
12 transcript to the best of my ability and
13 understanding.

14 April 23, 2018, Baton Rouge, Louisiana.
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24 CERTIFIED COURT REPORTER
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