

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

LOUISIANA USED MOTOR VEHICLE COMMISSION  
STATE OF LOUISIANA

REGULAR MEETING  
AUGUST 21, 2017  
BEGINNING AT 9:34 A.M.

3132 VALLEY CREEK  
BATON ROUGE, LOUISIANA

REPORTED BY:  
BETTY D. GLISSMAN, CCR

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

APPEARANCES:

CHAIRMAN:

MR. JOHN POTEET

COMMISSIONERS PRESENT:

MR. TONY CORMIER

MR. RICKY DONNELL

MR. RON DUPLESSIS

MR. GEORGE FLOYD

MR. STEPHEN OLAVE

MR. HENRY "DARTY" SMITH

MR. DINO TAYLOR

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  
ROEDEL, PARSONS, KOCH, BLACHE,  
BALHOFF & McCOLLISTER  
8440 JEFFERSON HIGHWAY, SUITE 301  
BATON ROUGE, LOUISIANA 70809

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

ALSO PRESENT:

- MS. KIM BARON
- MR. DEREK PARNELL
- MS. MONA ANDERSON
- MS. TONYA BURKS
- MR. PERRY ESPONGE

1 (Pledge of Allegiance.)

2 MR. POTEET:

3 All right. Kim, roll call.

4 MS. BARON:

5 John Poteet?

6 MR. POTEET:

7 Here.

8 MS. BARON:

9 Dino Taylor?

10 MR. TAYLOR:

11 Here.

12 MS. BARON:

13 Tony Cormier?

14 MR. CORMIER:

15 Here.

16 MS. BARON:

17 Ron Duplessis?

18 MR. DUPLESSIS:

19 Here.

20 MS. BARON:

21 George Floyd?

22 MR. FLOYD:

23 Here.

24 MS. BARON:

25 Darty Smith?



1 MR. SMITH:

2 Here.

3 MS. BARON:

4 Steve Olave?

5 MR. OLAVE:

6 Present.

7 MS. BARON:

8 Ricky Donnell?

9 MR. DONNELL:

10 Here.

11 MS. BARON:

12 Richard Watts?

13 MR. WATTS:

14 Here.

15 MS. BARON:

16 Mr. Chairman, we have a quorum.

17 MR. POTEET:

18 Excellent. Do we have anyone

19 here today for public comments?

20 MS. BARON:

21 We do not.

22 MR. POTEET:

23 All right. Next thing on the

24 agenda is the adoption and approval of

25 minutes from the June meeting.

1 MR. SMITH:

2 I make a motion.

3 MR. POTEET:

4 I've got a motion from Darty.

5 MR. DONNELL:

6 Second.

7 MR. POTEET:

8 Second from Mr. Donnell.

9 All in favor, say, "Aye."

10 (All "Aye" responses.)

11 MR. POTEET:

12 Any opposed?

13 (No response.)

14 MR. POTEET:

15 The motion carries.

16 All right. So let's get into it.

17 Ms. Mona, we've got two months worth, right?

18 MS. ANDERSON:

19 Yes, sir. Okay. If you'll turn  
20 in your binders to the financial statements  
21 for the month ending June, these are the  
22 unaudited financial statements. Our  
23 auditor, John McKowen, will be starting his  
24 field work in September. So we should have  
25 an audit either August or November. Our

1           audit is not due until December.  
2           Adjustments will be made to these financials  
3           once the audit is complete.

4                       The operating account at the end  
5           of -- the balance at the end of the -- last  
6           month was \$2,415,780. The accounts  
7           receivable fines were \$217,198, just a  
8           slight increase on some fines that we added  
9           from was previous meeting. The equipment  
10          total increased due to the purchase of some  
11          two-in-one computers for our compliance  
12          investigators. The accounts payable down at  
13          the bottom of the -- page 3, accounts  
14          payable and payroll related liabilities were  
15          about the same as they were the prior month.  
16          Claim against bonds decreased slightly.

17                      On page 2, the deferred inflows,  
18          which is our 2018 revenue, was \$203,905.  
19          And, again, you're going to see those  
20          figures from there on down change as we do  
21          the audit adjustments.

22                      Turning on to the statement of  
23          revenues, expenses, and changes in net  
24          position, the year-to-date revenues  
25          increased about \$118,600 for a total

1 year-to-date revenue of \$1,542,335.

2 On page 4, the retirement system  
3 contributions were lower during that fiscal  
4 year. The rate at that point was 35.8, but  
5 starting in July, it went up to 37.9. So  
6 you'll see those figures pick up.

7 On page 5, the total expenses  
8 were down \$525,000 from last year and the  
9 net position for the end of June and the end  
10 of the fiscal year was \$460,000. Again,  
11 that is subject to change.

12 Turning on to the four-year  
13 revenue comparison on page 6, this shows the  
14 Districts 4 and 5 for 2016 and '17 and  
15 2014/15 shows a comparison there and the  
16 other districts for the alternate years.  
17 There was a slight drop in the total  
18 revenues due to a decrease in fine. On page  
19 7 is the illustration of those -- of the  
20 revenue. And on page 8 are some comparisons  
21 of year-to-date expenses to budget.

22 On page 9 is the certificate of  
23 deposit summary. There were no changes in  
24 June. And page 10 is the accounts  
25 receivable hearing fines report. We

1           assessed \$17,300 in June and we collected  
2           \$13,550 leaving a total balance, including  
3           what's at the Attorney General, of \$217,198.

4                   Do you want to approve these  
5           separately or --

6           MR. POTEET:

7                   Yes, we can do that.

8                   Does anyone have any questions  
9           for Mona regarding June's financial  
10          statements? Any comments?

11                   (No response.)

12          MR. POTEET:

13                   I need a motion.

14          MR. OLAVE:

15                   I make a motion, Mr. Chairman, we  
16          accept the financial statements for June.

17          MR. SMITH:

18                   Second.

19          MR. POTEET:

20                   Second from Darty.

21                   All in favor, say, "Aye."

22                   (All "Aye" responses.)

23          MR. POTEET:

24                   Any opposed?

25                   (No response.)

1 MR. POTEET:

2 All right. Let's move on to  
3 July.

4 MS. ANDERSON:

5 Okay. On the statement of net  
6 position on page 1, the operating account  
7 balance decreased to \$2,071,593, which is  
8 about a \$300,000 decrease from the year  
9 before, but \$165,000 increase from the prior  
10 year. The CD investments increased. We  
11 invested \$250,000 we transferred from the  
12 operating account to a CD with the Bank of  
13 St. Francisville, who is an approved State  
14 fiscal agent, at a rate of 1.2 percent  
15 interest. The fines accounts receivable  
16 were \$216,498. Prepaid expenses there  
17 increased to include a payment on the  
18 insurance, building, auto, workers' comp,  
19 and the payment of the CAVU maintenance fee.

20 All the other assets were mainly  
21 the same as compared to the prior month. At  
22 the bottom of the page in the liability  
23 section, the claim against bond didn't  
24 change from the prior month. And the  
25 payroll related liabilities were \$30,602,

1 which is a normal balance.

2 On page 2, the long-term  
3 liabilities were \$306,805. And, like I  
4 said, the remainder of the liabilities will  
5 change after we perform the audit. Total  
6 liabilities and deferred inflows were  
7 \$4,342,375.

8 On page 3, the month-to-date and  
9 the year-to-date revenues are the same in  
10 the first month of the fiscal year. The  
11 revenues were down primarily due to the fact  
12 that we had some auction transaction fees  
13 that were not received until early August.  
14 They're normally received at the end of  
15 July. They were received the first week of  
16 August.

17 MR. POTEET:

18 That's just essentially a timing  
19 issue --

20 MS. ANDERSON:

21 Yes, sir.

22 MR. POTEET:

23 -- on that?

24 MS. ANDERSON:

25 Yes, sir.

1           On page 4, the computer-related  
2 expenses included the CAVU fees, which last  
3 year, we didn't have them, because they  
4 didn't bill us until August. So there was a  
5 difference there.

6           On page 5, the unaudited change  
7 in net position was \$64,825. The four-year  
8 revenue comparison on page 6, again, shows  
9 you that the -- and these are really month  
10 to date instead of year to date, because  
11 it's the first year -- the first month in  
12 the fiscal year. It shows you the  
13 comparison of the two and this is the end of  
14 the -- of our licensing period. On page 7  
15 is the fee revenue comparison. And page 8  
16 is the year-to-date comparison of the actual  
17 to budgeted, again, not very much, because  
18 we just started the fiscal year.

19           On page 9, the CD deposit --  
20 certificate of deposit summary includes the  
21 St. Francisville CD. And I apologize, that  
22 last cell on there should be 1.2 percent,  
23 not the maturity date of the CD. So that  
24 brings our total in CDs to \$748,166.

25           On page 10, since there wasn't a



1           commission meeting, we really didn't assess  
2           any fines. We did collect \$700, which  
3           brought our total to \$216,498.

4                       And I'd just like to mention that  
5           in your binders, you have the related party  
6           questionnaires, which if you're new to us,  
7           that form is required by law for our annual  
8           fiscal audit. You can fill it out, mail it  
9           to the auditor, or you can fill it out and  
10          bring it to the next meeting. But he needs  
11          to have those items figured out -- filled  
12          out and you can see a list of it. It will  
13          be confidential. Only he will see that.  
14          It's just a matter of record that they have  
15          to prove that we're not -- we don't have any  
16          related party transactions.

17                      Unless anybody has any questions,  
18          Mr. Chairman, that concludes my report.

19                      MR. CORMIER:

20                             I have a question on Mr. Shawn  
21          Calvit with accounts receivable. I see we  
22          referred it to the Attorney General. Do we  
23          get some type of report of what's going on  
24          with that?

25                      MS. ANDERSON:

1 I have not lately. They do  
2 sometimes send a report. I don't know.

3 Kim, did y'all get any response?

4 MS. BARON:

5 No, ma'am.

6 MS. ANDERSON:

7 I can check on those to see what  
8 the status of that is.

9 MR. CORMIER:

10 Okay.

11 MR. HALLACK:

12 I think he's been arrested  
13 pursuant to the Department of Revenue. He  
14 was charged with some type of revenue  
15 violation and was arrested.

16 MR. CORMIER:

17 Yes. He's out.

18 MR. HALLACK:

19 He's out?

20 MR. CORMIER:

21 He has a lot of assets. That's  
22 why I was wondering how he's doing.

23 MS. MORRIS:

24 It might be something that if he  
25 had an arrest, you might want to report it

1 to the DA. If they order restitution, maybe  
2 that could be included in the restitution.  
3 But if they don't know about it, then they  
4 wouldn't know to ask for it.

5 MR. HALLACK:

6 He was arrested pursuant to an  
7 investigation by the Department of Revenue.  
8 So you would think that they would know  
9 something.

10 MS. MORRIS:

11 I'll just make sure.

12 MS. ANDERSON:

13 I can check with Mr. Guillory and  
14 see if he has any kind of information and  
15 contact them on it.

16 MR. CORMIER:

17 Thank you.

18 MR. POTEET:

19 Any other questions or comments?

20 (No response.)

21 MR. POTEET:

22 All right. I need a motion.

23 MR. SMITH:

24 I make a motion.

25 MR. OLAVE:

1                   Second.

2           MR. POTEET:

3                   Mr. Olave seconds.

4                   All in favor, say "Aye."

5                   (All "Aye" responses.)

6           MR. POTEET:

7                   Any opposed?

8                   (No response.)

9           MR. POTEET:

10                   Okay. As always, thank you,

11           Mona.

12           MS. ANDERSON:

13                   Thank you.

14           MR. POTEET:

15                   All right. Ratification of  
16           imposed penalties.

17           MR. PARNELL:

18                   Commissioners, you'll find in  
19           your packet a chart illustrates the dealers  
20           that were in violation of our statutes. I  
21           have determined that the public interest can  
22           be served without further administrative  
23           proceeding. Thus, civil penalties were  
24           imposed. I will announce the names, the  
25           city, and the violation amount.

1                   Do we have anyone present that  
2 represents any of the dealers that are on  
3 the list?

4                   MS. BARON:

5                   They were going to text me if  
6 anyone came in, but nobody has come in.

7                   MR. PARNELL:

8                   All right. First on the list is  
9 Houston Motors of LA, LLC, Baton Rouge,  
10 Louisiana, fine amount is \$250. A.M.A.  
11 Education Solutions, LLC, doing business as  
12 A.S.T., fine amount is \$150. Angelo's Auto  
13 Sales, Incorporated, from Lake Charles,  
14 Louisiana, fine amount is \$750. Monroe Car  
15 Pros, LLC, from Monroe, Louisiana, fine  
16 amount is \$1,800. Super Discount Cars &  
17 Trucks, LLC, Monroe, Louisiana, fine amount  
18 is \$800. Terrance Angelo, Individually and  
19 doing business as Angelo's Auto, Lake  
20 Charles, Louisiana, fine amount is \$750.  
21 C&M Motors, LLC, in Covington, Louisiana,  
22 fine amount is \$3,050. Mandeville Motors,  
23 LLC, Covington, Louisiana, fine amount is  
24 \$1,350. Justin David Matthews, Individually  
25 and doing business as Performance Wholesale,

1 from Lake Charles, Louisiana, fine amount is  
2 \$2,500. Consumers Auto Sales #1, LLC, from  
3 Bossier City, fine amount is \$1,000.  
4 Charlie's Tire and Auto Sales, Incorporated,  
5 from Eunice, Louisiana, is \$700. Frank J.  
6 Breaux, Individually and doing business as  
7 Breaux's Construction, Erath, Louisiana,  
8 fine amount is \$500. Deal Makers, LLC, from  
9 Abita Springs, Louisiana, fine amount is  
10 \$500. Rouge Dealership, Incorporated, doing  
11 business as Zoom Car Care, from Baton Rouge,  
12 Louisiana, fine amount is \$400. Gilbert  
13 Rodriguez, Individually and doing business  
14 as Crowley Auto Sales, from Crowley  
15 Louisiana, fine amount is \$150. First  
16 Choice Auto Sales, from Lake Charles,  
17 Louisiana, fine amount is \$950. Coy Dupree,  
18 Individually and doing business as Dupree's  
19 Auto Salvage, from Opelousas, Louisiana,  
20 fine amount is \$2,000.

21 Commissioners, the total amount  
22 of civil penalties for the month is \$17,600.  
23 I ask that you ratify the imposed civil  
24 penalties assessed.

25 MR. SMITH:

1 I make a motion.

2 MR. DONNELL:

3 Second.

4 MR. POTEET:

5 Second by Mr. Donnell.

6 All in favor, say, "Aye."

7 (All "Aye" responses.)

8 MR. POTEET:

9 Anyone opposed?

10 (No response.)

11 MR. POTEET:

12 Those are now ratified.

13 Oh, it's time for the Executive  
14 Director's report.

15 MR. PARNELL:

16 Commissioners, so you'll find in  
17 your report, a report that illustrates  
18 what's happened over the last two months in  
19 the enforcement division. June and July,  
20 there were 192 alleged issues for the  
21 months. June and July, there were 107 cases  
22 assigned. 14 of those cases have been  
23 closed. There's a case report. The third  
24 item is the case closed report. It's the  
25 total of number of cases that were closed

1 for the -- those two months, which were 62.

2 The next item is with our  
3 licensing program. Commissioners, you know  
4 over the past several months, we've been  
5 working a lot with our licensing program.  
6 We've been working with GL Solutions trying  
7 to go in a different direction away from  
8 CAVU.

9 If you recall, our go live date  
10 was supposed to be August, so this month. I  
11 kind of wanted to be ready to inform you  
12 that we decided to go in a different  
13 direction other than dealing with GL  
14 Solutions. The reason being, we were  
15 working very closely with them very hard on  
16 trying to get going through the developing  
17 process -- the development process, I should  
18 say. Everything was going well. Things --  
19 well, let me say that things were going  
20 fairly well. We were really excited about  
21 the direction we were going and we thought  
22 the program could automate a lot of our  
23 processes, streamline a lot of our  
24 processes, but that feeling kind of changed.  
25 Once we started getting into the meat of



1           them converting our information over into  
2           their system.

3                       Once we got the conversion  
4           process, the information that we were  
5           looking at was -- just really wasn't usable  
6           for us on a day-to-day basis. We couldn't  
7           -- we understood that, you know, with -- we  
8           had an older licensing program going into a  
9           different licensing program. We knew that  
10          there would be some changes that we would  
11          have to do just in our business process here  
12          in order to accomplish the same goals that  
13          we were looking for in their newer program,  
14          but the problem was, it wasn't usable data  
15          that was moving over from our data to their  
16          program. It just was not converting well at  
17          all.

18                      And we spent a lot of time. I  
19          made sure that the management staff took its  
20          priorities. We spent a lot of time working  
21          with them. It just wasn't working out for  
22          us. Throughout the entire time, when we --  
23          whenever we saw some issues that were going  
24          wrong or anything of that nature, we  
25          notified them and let them know that this

1 was going wrong. Early on, they were making  
2 changes, but later on towards -- once we got  
3 to the conversion point, anything that we  
4 saw that was incorrect or didn't convert  
5 over, we would notify them, but they were  
6 telling us at that point that they wouldn't  
7 be able us do any changes until after we go  
8 live. So after we go live, that means  
9 whatever changes that we were going to have  
10 to make, we've got to pay for. And so that  
11 was a no-no. That was unacceptable for us.  
12 You know, the information just was not  
13 converting over right. It was not usable  
14 for us, especially, the licensing side of  
15 it.

16 Our agency is kind of broken up  
17 into three sections, the licensing side, the  
18 enforcement side, and the accounting side.  
19 They did very well with the licensing  
20 portion of the program. But once we moved  
21 over to the enforcement side, it wasn't  
22 usable for us at all. The accounting side  
23 was just missing a lot of -- honestly, we  
24 were told that we would receive the exact  
25 same functionality that we currently have.

1           And throughout that process, once we got  
2           past the licensing part, we started seeing  
3           that we were actually losing functionality  
4           and that just really wasn't worth it for us  
5           to move forward with that agency -- that  
6           company. It wasn't worth us doing that. So  
7           in a contract, we -- August 1st would have  
8           been the time where we would have had to  
9           start paying. So we kind of got rid of the  
10          contract. We -- well, we notified them that  
11          we were no longer going to work with them on  
12          it, you know.

13                    The owner, he was upset. He just  
14                    sent me an email back, copied and pasted  
15                    email. We sent an official document letting  
16                    him know that -- we sent an email saying  
17                    just a bunch of stuff. And so we sent him  
18                    an actual written request by our contact.  
19                    He hasn't responded back in a written  
20                    format. So he just copied and pasted an  
21                    email that he sent earlier. Well, that's  
22                    not really the type of company we want to  
23                    try and move forward moving forward.

24                    It was very disappointing for us,  
25                    because we really spent a lot of time with

1           this process, you know. As I said, the  
2           management team here, I mean, we -- for two  
3           or three weeks, we were sitting in here with  
4           a developer and a designer going through --  
5           all day going through, you know, the  
6           process, what we were looking for, what we  
7           want to see happen. And it was all good  
8           then until they went back and started  
9           actually developing it. It was so much --  
10          the different departments in that company  
11          weren't even communicating together and that  
12          was a huge problem for us. We would talk to  
13          one person and, oh, yes, I can make these  
14          changes, we can do this. The next time we  
15          would have another meeting, we thought the  
16          developer had an idea of what changes we had  
17          requested to be made. So we decided to go a  
18          different direction. We haven't found  
19          anything yet. So I guess we'll just have to  
20          take our time to find something that's going  
21          to work for us moving forward. We do have a  
22          meeting with another company on Wednesday at  
23          10 o'clock, the 23rd.

24                   MR. POTEET:

25                            Yes.

1 MR. PARNELL:

2 Okay. So we'll just go from  
3 there. So I kind of wanted to inform  
4 you-all of that with the automation that we  
5 thought we were going to have and things for  
6 our processes. Our online section of it was  
7 really -- supposed to be really great for us  
8 and stuff, but it just wasn't worth it for  
9 us going forward. It was too much money for  
10 us not to have what we want and that's just  
11 not acceptable.

12 MR. POTEET:

13 Wasn't this company recommended  
14 by another State agency?

15 MR. PARNELL:

16 Not necessarily, no, not another  
17 State agency. What we did was, we kind of  
18 did a search and we found a company that --  
19 we tried to vet them ourselves. We reached  
20 out to other State agencies that used this  
21 company in the past and it's based out of  
22 Oregon. A lot of good -- well, we only ran  
23 into one company that had a lot of issues  
24 very similar to what we were dealing with.  
25 It was like eight companies we contacted.

1 Of those eight, seven had rave reviews.  
2 They felt really good about the program, so.

3 MR. POTEET:

4 So back to CAVU, huh?

5 MR. PARNELL:

6 Back to CAVU. So we're going to  
7 try to reach out to them, because we're  
8 trying to see if we can do some upgrades  
9 prior to us moving forward with our renewal  
10 season. That's not going to change much of  
11 our functionality, unless something  
12 miraculous has happened with them over the  
13 last three or four years, because the last  
14 time I think we had an upgrade or really  
15 dealt with them or spoke with them was,  
16 like, 2014, I think it was, so.

17 MS. MORRIS:

18 I think they've been sold since  
19 then.

20 MR. PARNELL:

21 They've been sold, yes. The new  
22 company is called MicroPac. That's been,  
23 like, the third time they sold the company.  
24 And, you know, every time, they're like, oh,  
25 yes, we're going to do this, we're going to

1 do great stuff for you, we're going to make  
2 sure the customer service is there, but that  
3 never happens. So we have not dealt with  
4 this company yet in that regard. So that's  
5 the direction we're going to go short-term.  
6 But we still ultimately want to move.

7 MR. OLAVE:

8 One question. Is the company, GL  
9 Solutions, is it that we don't feel like  
10 they can get us what we want or are they  
11 just not willing to comply before the launch  
12 date?

13 MR. PARNELL:

14 I believe it's both, actually. I  
15 don't believe they can get us what we're  
16 expecting, what we're looking for when we  
17 sat down with them and explained what we  
18 wanted.

19 MR. POTEET:

20 I think whoever at the end of the  
21 day --

22 MR. PARNELL:

23 At the end of the day, they could  
24 not deliver a program that we would have the  
25 same functionality that we currently have.

1           And when we started seeing that we were  
2           losing functionality, one of the statements  
3           that I think Mona said that, you know, she  
4           would prefer CAVU than that, looking at that  
5           screen. And we all felt that way looking at  
6           it, you know, because it was just -- we knew  
7           the screens would be completely different.  
8           That wasn't our issue. It was just that our  
9           information, our data, did not convert over,  
10          you know. We were missing data.

11           MR. OLAVE:

12                     They promised to fix afterwards,  
13          though, kind of?

14           MR. PARNELL:

15                     Yes.

16           MR. OLAVE:

17                     I was just thinking maybe there's  
18          a compromise in there since the -- since all  
19          the time you guys invested in this and the  
20          time they invested. I'm sure they had money  
21          invested in this, too. They may want to  
22          compromise and get these things fixed  
23          beforehand.

24           MR. PARNELL:

25                     Well, we expressed to them that



1 we needed these things to be changed and  
2 fixed prior to us going live. We spoke with  
3 one of their -- I think the second lady in  
4 charge. I can't think of her name right  
5 now. Basically, told us that they're not  
6 going to do anything to appease us on that  
7 contract, you know. They -- we -- they felt  
8 like --

9 MR. OLAVE:

10 There you go.

11 MR. PARNELL:

12 -- they felt like it was good  
13 enough, is what they were saying, but it  
14 really was not, you know. I mean, when you  
15 have missing data, you know, the primary  
16 source of -- in the enforcement division is  
17 for the investigator to go out there and  
18 look at the screen and be able to see what's  
19 going on. When that converted over, it  
20 would be hard to find anything if it's just  
21 piled all up together. You couldn't really  
22 see what was going on. And that's a huge,  
23 you know, with them out in the field. They  
24 don't need anything more cumbersome than  
25 what they have now.

1 MS. MORRIS:

2 There were errors in it as well.

3 MR. PARNELL:

4 Yes.

5 MS. MORRIS:

6 Inaccuracies, that's real  
7 dangerous.

8 MR. OLAVE:

9 That's just bad business.

10 MR. PARNELL:

11 We had some people on the  
12 accounting side showing that they had fines  
13 -- well, not fines, that they had monies out  
14 there they needed to pay, but that wasn't in  
15 our system. It just -- it converted over  
16 very poorly, you know. And that was -- we  
17 couldn't do it.

18 MS. ANDERSON:

19 Application of payments does not  
20 -- it shows some in the system as credits  
21 available to them.

22 MR. OLAVE:

23 Yes, that's a problem.

24 MS. ANDERSON:

25 In the UAT, they only -- in the

1 testing, they were only going to allow us to  
2 test their program against their set of  
3 instructions. We could not delve into any  
4 part of the conversion. And some of the  
5 data was converted -- even though there were  
6 fields available, they converted all to the  
7 comments section and it was just all -- it  
8 was like a block about a half an inch and it  
9 would just scroll and scroll and scroll.  
10 Whereas, in CAVU, it was laid out in tables  
11 and what-have-you. And they weren't willing  
12 to fix that prior to go live, so.

13 MR. TAYLOR:

14 I've gone through two conversions  
15 and getting them to fix things after the  
16 fact, after you are live versus what they  
17 tell you they will do for you beforehand.

18 MR. PARNELL:

19 Right.

20 MR. TAYLOR:

21 Right now, 100 percent, they will  
22 not fix anything for me and the customer  
23 service just plummets after we go live.

24 MS. ANDERSON:

25 And they charge us on a per user,

1 per item basis. And it was going to be  
2 quite expensive to fix that. So we didn't  
3 think that was --

4 MR. TAYLOR:

5 Y'all did the right thing if  
6 you're having trouble.

7 MR. PARNELL:

8 We've been working with a company  
9 and we see already, you know, the trouble  
10 that can come, you know. So we kind of knew  
11 what we were looking for. We knew all the  
12 trouble that we had throughout the entire  
13 time with CAVU. So I think they were a  
14 little bit surprised that our knowledge of  
15 what we were looking for specific -- we were  
16 very specific on what we need it to do, what  
17 we want it to do and -- but there were some  
18 issues throughout, but that was the end of  
19 it, so.

20 MR. POTEET:

21 Sometimes the devil you know is  
22 better than the devil you don't know.

23 MR. PARNELL:

24 Absolutely. But I will say this,  
25 I think it will help us going through this

1 process, because we understand a little bit  
2 more about, you know, what we need to have  
3 prepared and ready to go for when we go to  
4 another program. With that said, that was  
5 the end of my report.

6 So any questions, comments, or  
7 concerns?

8 MR. POTEET:

9 Anybody have any questions for  
10 Derek?

11 (No response.)

12 MR. PARNELL:

13 Okay. Well, does anybody have  
14 anything -- items for next agenda? If not,  
15 I'll just -- do you have something?

16 MR. HALLACK:

17 Yes. We need to redo our rules  
18 and regs. I brought this up at the last  
19 meeting. So we really need to work on it.  
20 If Kim was in here, I'd ask her to pull it  
21 up and show you how ancient some of our  
22 rules and regs are. A lot of our rules and  
23 regs -- at one time, this was the Louisiana  
24 Recreational and Used Motor Vehicle  
25 Commission. We licensed and regulated boat

1 dealers, motorcycle dealers, RV dealers, and  
2 stuff like that. And a lot of the rules and  
3 regs that are in there are for motorcycle  
4 dealers, boat dealers, and things of that  
5 nature. And those got removed from this  
6 Commission in 2008 -- 2007, 2008, somewhere  
7 around there. It was the year before Derek  
8 started.

9 MR. PARNELL:

10 I came in '09.

11 MR. HALLACK:

12 Okay, 2008. So a lot of the  
13 rules and regulations that we have on the  
14 books are with regard to things that we  
15 don't license and regulate anymore. We need  
16 to empty the rules and regs with regard to  
17 that. There's some other stuff in there  
18 about the hearing committee.

19 At one time, this Commission  
20 functioned with a hearing committee where  
21 less than the full body of the Commission  
22 would hold hearings. And you can do that  
23 according to the Administrative Procedures  
24 Act, but it's still a bit more of a pain in  
25 the rear than just going ahead and holding a

1 full hearing. When you hold a hearing by  
2 less than the full agency, you still have to  
3 make the record available to the full agency  
4 at the next meeting for them to review it  
5 and review the decision of the hearing  
6 committee. So we never -- we haven't used  
7 the hearing committee in 15, 20 years. So I  
8 think we need to look that back over and  
9 maybe get rid of that stuff. And also, too,  
10 we've kind of changed the way we license and  
11 regulate certain people. And so I think we  
12 just really need to do an overall of our  
13 rules and regs.

14 MR. POTEET:

15 Mr. Hallack, I think that you  
16 should work on that and give us a draft.

17 MR. HALLACK:

18 Okay.

19 MR. POTEET:

20 Can you do that?

21 MR. HALLACK:

22 Yes, sir.

23 MR. POTEET:

24 And then we can review it.

25 MR. HALLACK:

1                   Yes. I'll need to get with the  
2           staff --

3           MR. POTEET:

4                   Sure.

5           MR. HALLACK:

6                   -- because this is really a  
7           staff-oriented process.

8           MR. POTEET:

9                   Is this something that really  
10          needs to go before the Commission?

11          MR. HALLACK:

12                   Oh, absolutely.

13          MR. POTEET:

14                   Okay. We have to approve it, I'm  
15          sure.

16          MR. HALLACK:

17                   Right.

18          MS. MORRIS:

19                   We have to approve it and it has  
20          to go to the Legislative fiscal office. And  
21          so it's a process, but it has to be approved  
22          first.

23          MR. HALLACK:

24                   This is the law. I mean, this is  
25          the law that you fix and you do it, but it



1 still has to be approved.

2 MR. POTEET:

3 Okay. All right.

4 MR. TAYLOR:

5 Can I request we get it prior to  
6 three days before the meeting?

7 MR. HALLACK:

8 Sure. The other thing, too --

9 MR. POTEET:

10 Well, look, I'll add on to that.  
11 If you can't get it done by a week before,  
12 which is only three weeks from today, if you  
13 can't get it done by the week before, let's  
14 move it to the next meeting, so we have at  
15 least a -- I think a week to review it  
16 before we get here.

17 MR. TAYLOR:

18 Thank you.

19 MR. HALLACK:

20 The other thing that's ancient is  
21 our policies. We really need to change our  
22 policies, too. We've got some policies in  
23 there that go back to the formation of the  
24 of this place. It talks about uniforms for  
25 staff and stuff of that nature.

1 MR. PARNELL:

2 We can work on the policies and  
3 procedure.

4 MR. POTEET:

5 This doesn't have -- that's what  
6 I was thinking, reviewed by us --

7 MS. MORRIS:

8 Yes.

9 MR. POTEET:

10 -- just by us.

11 MS. MORRIS:

12 Right.

13 MR. HALLACK:

14 Right. And you don't need to  
15 have a formal decision on what to do with  
16 that.

17 MR. POTEET:

18 Okay. All right. You've got  
19 yourself some more work there.  
20 Congratulations.

21 MR. HALLACK:

22 We have one -- we have two  
23 hearings coming up, one of which says he  
24 wanted to stipulate. So give me a chance to  
25 figure out what he wants to do.

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

MR. POTEET:

We need to adjourn here and come  
back together anyway, right? Let's take 10.

MR. DONNELL:

(Makes motion.)

MR. OLAVE:

Second.

MR. POTEET:

All in favor?

(All "Aye" responses.)

(Meeting adjourned at 10:08 a.m.)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

REPORTER'S CERTIFICATE

I, BETTY D. GLISSMAN, Certified Court Reporter, Certificate No. 86150, in and for the State of Louisiana, do hereby certify that the Louisiana Used Motor Vehicle Commission August 21, 2017, meeting was reported by me in the stenotype reporting method, was prepared and transcribed by me or under my personal direction and supervision, and is a true and correct transcript to the best of my ability and understanding.

This August 25, 2017, Baton Rouge, Louisiana.

-----

BETTY D. GLISSMAN, CCR  
CERTIFIED COURT REPORTER