# LOUISIANA USED MOTOR VEHICLE COMMISSION STATE OF LOUISIANA 

REGULAR MEETING
SEPTEMBER 20, 2021
BEGINNING AT $9: 30$ A.M.
HELD BY VIDEOCONFERENCE
3132 VALLEY CREEK
BATON ROUGE, LOUISIANA REPORTED BY: BETTY D. GLISSMAN, CCR

APPEARANCES:

Chairman: MR. RICHARD WATTS

COMMISSIONERS PRESENT: MR. TRAVIS BROWN

MR. JEFFEREY BRITT
MR. RICKY DONNELL
MR. MATTHEW PEDERSON
MR. JOHN POTEET

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    REPRESENTING THE LOUISIANA USED MOTOR
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## ALSO PRESENT:

 MS. KIM BARON MR. DEREK PARNELL MS. MONA ANDERSON MR. MONTIE WISENORMR. WATTS:
Roll call, please.
MS. BARON:
I will call the roll, then we will go to the pledge.

Richard Watts?
MR. WATTS:
Here.
MS. BARON:
John Poteet?
MR. POTEET:
Here.
MS. BARON:
George Floyd?
MR. FLOYD:
(No response.)
MS. BARON:
Tony Cormier?
MR. CORMIER:
Here.
MS. BARON:
Matt Pederson?
MR. PEDERSON:
Here.
MS. BARON:

## Jeff Britt?

MR. BRITT:
Here.
MS. BARON:
Ricky Donnell?
MR. DONNELL:
Here.
MS. BARON:
Travis Brown?
MR. BROWN:
Here.
MS. BARON:
And Mike Russel?
MR. RUSSEL:
Here.
MS. BARON:
Mr. Chairman, we have a quorum.
MR. WATTS:
All right. Somebody wants to lead us in the Pledge of Allegiance. Jeff Britt. (Pledge of Allegiance.)

MR. WATTS:
All right. Anyone for public comments?

MS. BARON:

There was supposed to be public comments, but I have not -- Steve Olave was going to make a public comments, but he has not showed up and he didn't respond to my emails. So I am not sure. I haven't talked to him since before the storm so $I$ wasn't sure. He wanted to appear today, but he hasn't showed up yet.

So, I guess, we do not have any
public comments.
MR. DONNELL:
Who is that wanting to appear?
MS. BARON:
Steve Olave.
MR. DONNELL:
Oh, okay.
MS. BARON:
So, I guess, we can proceed. And if
he shows up, we will cross that bridge later. MR. WATTS:

That's good if he shows up.
I had an adoption and approval of
minutes from July.
MR. DONNELL:
So move.

MR. BRITT:
I second it.
MR. WATTS:
All right. Mona, you are up, I think, items for discussion.

MS. ANDERSON:
Yes, sir. So since we didn't have an August meeting, we have two months of financials to discuss. If you will turn in your packet to the July financial statements. The balance in the bank account on July 31 was \$1,877,278. The total assets and deferred inflow -- deferred outflows were $\$ 3,917,061$. The current liabilities at the bottom of the page and the top of the next page were all normal balances. Long-term liabilities were $\$ 4,545,699$ leaving a negative net position of \$709 - - \$709, 752 .

Turning on to the statement of revenues, expenses, and changes in net position. On page 3, we are only one month into the fiscal year so the month to date and year to date are both $\$ 140,000$. The majority of the fee revenues that we received are for dealers whose fees were suspended in last
fiscal year due to the House Concurrent Resolution 71. We have been receiving payments daily, but at the end of July we had only received about half of the dealers in those districts. And we sent letters out -- letters out in May, June, and July, and second notices after that. The compliance investigators are going to start calling dealers who have not renewed so that we can finish those up before we start the next year of renewals, the 2022/23 renewals.

On pages 4 and 5, the total expenditures year to date increased and the net position year to date was negative $\$ 3,003,104$. On page 6 is the 4-year expenditure comparison. And that chart compares the last 4 years of expenditures broken down into salaries and related benefits and then the -- all of the other operating expenses.

Page 7 and 8 is the four-year revenue comparison. Page 7 shows the increase in revenue in the first month of this year compared to the same districts in 2019/20. Again, the fees -- fee revenues this month are fees that normally would have been received in
the last fiscal year.
On page 9, the certificate of deposit summary. In July, the CD at the Campus Federal Credit Union renewed and the rates dropped from 0.85 percent to 0.55 percent. On page 10 , the accounts receivable or hearing fines report, the total fines for the month -- at the end of the month were $\$ 447,351$. We assessed $\$ 850$ and we collected $\$ 18,637$.

Moving on to the statements for
August. So the total current assets at the end of August were $\$ 3,019,820$ which was compared to $\$ 3,343,000$ last year. Of that, the operating account was $\$ 1,832,364$. We have recently opened an additional account to be used for the public tag agency fees. That will not show up on the statements until we transfer funds in there or deposit funds in there. The fines accounts receivable at the end of August were $\$ 447,351$. Non-current assets were the same. Current liabilities at the bottom of the page and the top of the next page again were normal balances.

On page 2, the long-term liabilities increased slightly about $\$ 50,000$ from the prior
month in the deferred inflows which is our 2022 license fees. The total liabilities and inflows were $\$ 4,669,625$.

Turning to pages 3 through 5 is the revenue expenses and changes in net position. Year-to-date revenues were $\$ 238,412$ and compared to $\$ 106,503$ last year. The fees increased, of course, because of the HCR 71 fees that we didn't receive last year that are being received now. The hearing costs and fines also decreased.

On page 4, the salaries and related benefit expenses were $\$ 24,000$ higher than the prior year. And the remainder of the expenses were $\$ 10,000$ higher than the prior year. On page 5, the year to date change in net position was a negative $\$ 22,824$.

And, again, on pages 6 and 7 are the four-year expenditure chart. I am sorry. Page 6 is the 4-year expenditure chart. You can see the visualization of those prior figures that $I$ just gave you. On page 7 is the four-year revenue comparison. This report shows a comparison of the 4 years of revenue. Fees were higher due to those -- receipt of
those fees that were suspended. And all other revenues were down such as the hearing costs and fines and interest on our investments. The graph on page 7 shows you a visualization of those revenue changes.

On page 9, there were no changes to the CD report in August. And on page 10, there were no fines assessed and none were collected in August. And the accounts receivable fines balance was still \$447,351 at the end of the month.

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

MR. WATTS:
Anybody have any questions? If there are no questions, I need a motion and a second, please.

MR. DONNELL:
I make a motion.
MR. WATTS:
I need a second.
MR. PEDERSON:
Second.
MR. WATTS:

We have approval of cybersecurity
plan financial security services. I don't know what all that means. Derek might weigh in on that to say.

MR. PARNELL:
Yes. Let me give you a brief -- let you know what's going on. Commissioners, during the regular legislative session of 2021 House Bill 128 was passed through the House and Senate. It was signed by the governor. It is now Act 66. What it was, the bill required state agencies to put into place fiscal controls regarding a cybersecurity plan and financial security procedure. The bill itself provided relative to the powers and duties of the Cash Management Review Board. So what it was is that Cash Management Review Board wanted all state agencies to put together a cybersecurity plan and financial security procedures so that we can make sure that we have ourselves covered as it relates to those -- I guess that you could say -- new things that are out there as it relates to fiscal controls. So what you have before you is the plan that we have come up with and we
ask that you approve the plan that's provided to you. I don't know if you-all had a chance to go through it.

MR. WATTS:
I did. Do we need -- I mean $I$ can approve it.

MR. BRITT:
Derek, do we need a motion or
anything for this?
MR. PARNELL:
Yes. I just think that we have to do a roll call vote approval of it. It is just to protect confidential and sensitive online cash management data from a fiscal cyber attack. So that's what really what it encompasses. MR. BRITT:

All right. Well, I will go ahead and make a motion for a roll call vote on this. MR. POTEET:

I will second that.
MS. BARON:
Richard Watts?
MR. WATTS:
Yeah.
MS. BARON:

## John Poteet?

MR. POTEET:
Yes.

MS. BARON:
Matthew Pederson?
MR. PEDERSON:
Yes.
MS. BARON: Jeff Britt?

MR. BRITT: Yes.

MS. BARON: Ricky Donnell?

MR. DONNELL: Yes.

MS. BARON: Travis Brown?

MR. BROWN: Yes.

MS. BARON:
All approved.
MR. WATTS:
All right. Thank y'all. Next up is
a discussion regarding vice chair and the finance chair. I don't know if we can vote on
that today if anybody runs. If you would like to put your name in the hat for these two positions.

We can start with the vice chair. I talked to George Floyd and he said that he would be interested.

MR. BRITT:
I think George would make a good one. MR. WATTS:

He has been here the longest. And I talked to him the past last month to just to get him involved a little bit.

And the finance chairman, $I$ don't know what we could do today if nobody else wants to jump onboard or nominate somebody else. We can vote on it today. MR. BRITT:

Can we do -- do we need two separate motions, Derek or Robert? Or do we just need a blanket motion for both?

MR. PARNELL:
I thought it would be two separate, but $I$ would let Robert answer that what his thoughts are.

MS. MORRIS:

It is two separate positions so there should be two separate motions.

MR. BRITT:
Did y'all want to do this today?
MR. WATTS:
I do. We can get that out of the way.

MR. BRITT:
I will make a motion to nominate George Floyd as vice chairman. MR. WATTS:

Somebody give me a second, please. MR. POTEET:

I second that.
MR. WATTS:
All right. Y'all want to vote on it right now? Or is anybody interested in running? Or does anybody have new other nominations? Let's take a vote then. Take a vote, Kim.

MS. BARON:
Richard Watts?
MR. WATTS:
Yeah.
MS. BARON:

## John Poteet?

MR. POTEET: Yes.

MS. BARON: Mat Pederson?

MR. PEDERSON:
Yes.
MS. BARON: Jeff Britt?

MR. BRITT: Yes.

MS. BARON: Ricky Donnell?

MR. DONNELL: Yes.

MS. BARON: And Travis Brown?

MR. BROWN: Yes.

MS. BARON: We have approval.

MR. WATTS:
All right, good. Either announce Mr.
Floyd or send him an email -- he didn't attend today, but he is the new vice chair.

MS. BARON:
I will.
MR. WATTS:
Financial chairman. Mr. Britt, do you have a nominations?

MR. BRITT:
I nominate Mr. Brown -- Mr. Travis
Brown with his expertise of finance to be our finance chairman. Do I get a second?

MR. DONNELL:
Second.
MR. BRITT:
Mr. Chairman, are you going to call
for a vote?
MR. WATTS:
Yes. Let's go ahead and call for
vote. Kim.
MS. BARON:
Richard Watts?
MR. WATTS:
Yes.
MS. BARON:
John Poteet?
MR. POTEET:
Yes.

MS. BARON:
Mat Pederson?
MR. PEDERSON:
Yes.
MS. BARON:
Jeff Britt?
MR. BRITT:
Yes.
MS. BARON:
Ricky Donnell?
MR. DONNELL:
Oh, yes.
MS. BARON:
And, Mr. Travis Brown, do you want to
vote for yourself?
MR. BROWN:
Since $I$ can step down at anytime, I
vote for myself, yes.
MS. BARON:
We have approval, Mr. Chairman.
MR. WATTS:
All right, moving on. Mr. Wisenor, the investigator's report.

MR. WISENOR:
Yes, sir. As Mona said, we have

July's production reports and August. July reports total are, we had 3 audits conducted. We had one revocation issued. We had work orders and site visit conducted total were 46. We assisted with title deliveries or title registration for consumers, a total 14. There were two violations, each viewed. We had three separate refunds assisting customers to receive and it totaled $\$ 5,224.67$ cents. Cases closed that were assigned, we had 27 closed. Cases closed that were not assigned, we had 29. The totals of physical inspections conducted during that month were 17.

And those were for July -- I am
sorry. I just gave you August. Those were the August totals. I apologize. I have them in the wrong spot.

These are the July actual totals. There were 7 audits conducted for that month. One notice of revocation. Work orders and site visits conducted were 46 total. Zero cease and desist issued. Assisting with title delivery or registrations, there were 11 total. Violations issued for that month were three. There were two refunds assisting and receiving
for consumers, the total $\$ 3,032.27$. Cases assigned that were closed were 19. Cases closed that were not assigned were 23, and physical inspections conducted total for the month were 29.

So those are the totals for July and August. If anyone has any questions?

MR. WATTS:
Anybody have any questions?
MR. WISENOR:
I am sorry. I meant to mention. As Mona mentioned, she did send me a list of the dealers that we were waiting on receiving the licensing fees for -- that were postponed. I am going to coordinate with the investigators in those parishes and we are going to start making calls and trying to get these. MR. WATTS:

How many dealers are we talking about?

MR. WISENOR: Over 300.

MR. WATTS:
Over 300?
MR. PARNELL:

Yes, it is over 300. And these dealers we sent out already two communications to them and so is this the next step. We are sending a third out -- a third that you would say final, also at that same time as both parties have told you, that we are going to have the compliance investigators go out and communicate with them, call them at this point to kind of expedite the payment of those funds. MR. WISENOR:

If we can't reach them via phone, we will definitely start making site visit to make sure they are still operating as well, I am assuming. So that may be part of it. Some of them may not have renewed or they may have closed down and they just didn't notify the office. I am not sure of that.

MS. ANDERSON:
We have seen a lot of different scenarios come up where paperwork went astray or whatever when it got to them. So it's roughly about 150,000 in fees that we are trying to collect on and get them, you know, so they don't get, you know, revoked at the end of the year.

MR. WATTS:
With these storms and everything, has it affected any of this you think? All the people below $I-10$ anyway, the corridor, where the storms hit? Or are they using that as an excuse now.

MR. PARNELL:
I think some will use it as an excuse, but this has been going on, like we said, prior to any of those storms taking place, you know. And if they do try to use it as an excuse, I will just institute a storm assistance and kind of look at it as case by case, you know, scenario, other of the ones that have recently been affected and how that can affect them on their payment of these fees. But this is ongoing since last -- last year with the storms that happened back then. So we are kind of, you know, still want to stay stern to that. But $I$ will try to work with dealers on a case by case. The ones that have recently been affected by storms. But, again, as was just stated, I do think some may try to use it as a little ploy to continue.

MS. ANDERSON:

And it is only Districts 1, 2, and 3 and only District 3 would be affected by storms.

MR. PARNELL:
Would be affected by it, yes.
MR. WATTS:
Okay. That's all we have.
MR. PARNELL:
Yes.
MR. WATTS:
I guess, comments from the executive director.

MR. PARNELL:
Commissioners, I just want to give an update. We have submitted all of the documentation and signatures via DocuSign to Office of Motor Vehicles required to become a PTA and auto title company so that LUMVC can issue plates to dealers that would use LUMVC as an additional resource to purchase their plate. Currently, we are waiting final approval from Office of Motor Vehicles and we will start training as soon as they are ready to train.

I just want to be clear because I think there was a little bit of a misconception
of what we are actually doing. We are just doing -- we are just going to be an official resource to the Office of Motor Vehicle and all public tag agents. It wouldn't -- dealers wouldn't come solely through us. We are just an additional option for them to use if they want to purchase their plates through us. We do believe that it is going to help us help the dealer because we do have everything in-house as it relates to the status of their dealer. The dealer status at the current time whether they are active or not. So that's just a process that we are just waiting right now. Office of Motor Vehicles, they said that they ordered the printer and whatever other physical infrastructure that we will need here in the office, they have already ordered it. We are just waiting on them to deliver it and train us on that.

Moving on, the ID cards, the LUMVC ID cards. I would ask that you-all commissioners could submit a picture or you could say a head shot of yourself via email to Kim and/or I so that we can complete the ordering of the ID cards and have the picture implemented on those
cards.
We have reached out to former
Commissioner Henry Darty Smith's wife. As you recall in the past meetings, we discussed, you know, doing something as it relates to an appreciation plaque and dedicating that to and present it to her. So we are just waiting to hear back from her as it relates to when would be a good time for her to, you know, just maybe get on a call with us, a Zoom call. Once we find out when she is available, we will reach out and just let everyone know in case you-all want to jump on the call so we can make a presentation to her for the service that her husband did for us, not only the State of Louisiana specifically, but to our agency. We are in a process, as well, producing our annual renewal postcards to go out to our dealers reminding them of the renewal season. This will be the 2022/2023 renewal season. So we are in the process of working -- working on those -- finish completing those and getting those out. Commissioners, that's really all that I had at this time. If you have any comments,
concerns, please, at this time.
MR. WATTS:
Anybody have any questions?
MR. BRITT:
Derek, I wouldn't mind seeing what a copy of ID cards are going to look like. MR. PARNELL:

I can get it out to you.
MR. BRITT:
Could you just email me a copy of it?
MR. PARNELL:
I will, yes.
MR. BRITT:
And I think the gas commission is
planning on doing something for Darty at the same time.

MR. PARNELL:
Okay.
MR. BRITT:
Was that -- Ricky, was that the board
he served on also?
MR. DONNELL:
Yes, the natural gas commission. I
am sorry. LP Gas, I am sorry.
MR. BRITT:

My mind just went blank on the guy that runs it. He and $I$ had a visit about six weeks ago at the sheriff's conference. And I think he was telling me they were planning on doing something. I told them that we were planning on doing something. So that will be good.

MR. WATTS:
All right. Items for the next agenda. Kim, I guess it goes to you. MS. BARON:

I don't have anything else. I don't have anything pending for the next agenda as of yet. If y'all have anything, just send it to me. We are looking at possibly having a hearing in November if we can get it together. It will be rather large.

MR. WATTS:
Rather large. What about meeting in person? What is coming out of the governor's office? Anything new? Or just everybody is Zooming?

MS. BARON:

> Ms. Morris, do you have any
information on that?

MS. MORRIS:
There is no restriction about
meeting. We still do have the mask mandate which expires next week. And we will have to see whether the governor extends that or puts in any other restrictions. But there is no restriction from an in-person meeting. A lot of the agencies that $I$ represent are meeting in person but, you know, in venues that are larger than where they had meetings before. I have a meeting outdoors this afternoon because their facility is small. So there is no -- whatever the commissioners are comfortable building with plus giving consideration to the number of people that would attend in addition to the commissioners.

MR. WATTS:
Good.
MR. DONNELL:
I would rather meet in person if we are going to have a large hearing.

MS. MORRIS:
Most of the public meeting places are opened. They were closed for the hurricane. But I think the public buildings that have
meeting places are back open.
MR. BRITT:
Either the Archives building or the hotel that we did. One of the two.

MS. BARON:
We would have to do the hotel because the Archives building is already -- someone had booked that already. But $I$ can possibly get the hotel again if that's what y'all want to do.

MR. BRITT:
If we have a large hearing, we need to do that.

MS. MORRIS:
There are also several libraries that
have large meeting rooms as well. That's another option.

MR. WATTS:
Whatever in person, I guess, we'll
have to do a temperature check for everybody before they walk in or something like we did last time. Just like last time, we all still have got infected.

MS. MORRIS:
I went to a meeting at the library
the other day. The only requirement was that everybody remain masked during the entire meeting.

MR. WATTS: With that being said, we will call for adjournment. MR. DONNELL: So move. MR. WATTS: Need a motion and second. MR. POTEET: Second. MR. WATTS: Y'all have a good day. (Meeting adjourned at 9:59 a.m.)

## 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 September 20, 2021, 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 October 4, 2021, Baton Rouge, Louisiana.

BETTY D. GLISSMAN, CCR
CERTIFIED COURT REPORTER




|  | ```26:18 production [1] - 20:1 protect \({ }_{[1]}\) - 13:13 provided [2]-12:15, 13:1 PTA [1] - 24:18 public [8]-5:23, 6:1, 6:3, 6:10, 9:16, 25:4, 29:23, 29:25 purchase [2]-24:20, 25:7 put [3] - 12:12, 12:18, 15:2 puts [1] - 29:5```$\mathbf{Q}$ <br> questions $[6]-$ <br> 11:13, 11:16, 11:17, <br> 21:7, 21:9, 27:3 <br> quorum $[1]-5: 17$ <br> R <br> rates [1] - 9:4 <br> rather [3]-28:17, <br> 28:19, 29:20 <br> reach [2]-22:11, <br> 26:11 <br> reached [1]-26:2 <br> ready [1] - 24:23 <br> really ${ }_{[2]}$ - 13:15, <br> 26:24 <br> receipt ${ }_{[1]}$ - 10:25 <br> receivable [3]-9:6, <br> 9:19, 11:9 <br> receive [2] - 10:9, <br> 20:8 <br> received $[4]-7: 24$, <br> 8:4, 8:25, 10:10 <br> receiving [3] - 8:2, <br> 20:25, 21:13 <br> recently [3]-9:14, <br> 23:15, 23:21 <br> refunds [2] - 20:8, <br> 20:25 <br> regarding [2] - <br> 12:13, 14:24 <br> registration [1] - <br> 20:6 <br> registrations [1] - <br> 20:23 <br> REGULAR $_{[1]}-1: 13$ <br> regular [1] - 12:8 <br> related [2]-8:18, <br> 10:12 <br> relates [5] - 12:21, <br> 12:23, 25:10, 26:5, | ```26:8 relative [1]-12:15 remain [1] - 31:2 remainder [1] - 10:14 reminding [1] - 26:19 renewal [3] - 26:18, 26:20, 26:21 renewals [2]-8:10, 8:11 renewed [3] - 8:9, 9:4, 22:15 report [5] - 9:6, 10:23, 11:7, 11:14, 19:23 reported [1] - 32:7 REPORTED [1] - 1:21 Reporter [1] - 32:4 REPORTER[1] - 32:24 REPORTER'S [1] - 32:1 reporting [1] - 32:8 reports [2]-20:1, 20:2 represent [1] - 29:8 REPRESENTING [1] -2:15 required [2]-12:11, 24:17 requirement [1] - 31:1 Resolution [1] - 8:2 resource [2] - 24:20, 25:3 respond [1] - 6:4 response [1]-4:16 restriction [2]-29:2, 29:7 restrictions [1] - 29:6 revenue [6] - 8:20, 8:22, 10:5, 10:23, 10:24, 11:5 revenues [5] - 7:20, 7:24, 8:24, 10:6, 11:2 Review [2]-12:16, 12:17 revocation [2] - 20:3, 20:20 revoked [1] - 22:24 richard [4] - 4:6, 13:22, 16:22, 18:19 RICHARD [1] - 2:3 Ricky [4] - 5:5, 14:13, 17:13, 27:20 RICKY[1] - 2:7 ricky [1] - 19:10``` | ```ROBERT[1]- 2:18 Robert [2]-15:19, 15:23 roll [4]-4:2, 4:4, 13:12, 13:18 rooms [1] - 30:16 Rouge [1] - 32:14 ROUGE[3]-1:18, 2:19, 2:22 roughly [1] - 22:22 running [1] - 16:18 runs [2]-15:1, 28:2 Russel [1] - 5:13 RUSSEL [1] - 5:14 \\ SNone``` | ```signed [1] - 12:10 site [3]-20:4, 20:20, 22:12 six [1] - 28:2 slightly [1] - 9:25 small [1] - 29:12 Smith's [1]-26:3 solely [1] - 25:5 someone [1] - 30:7 soon[1] - 24:23 sorry [5] - 10:19, 20:15, 21:11, 27:24 specifically [1] - 26:16 spot [1] - 20:17 start [6]-8:8, 8:10, 15:4, 21:16, 22:12, 24:22 state [2]-12:12, 12:18 State [2]-26:15, 32:5 STATE [1] - 1:6 statement [1]-7:19 statements [3] - 7:10, 9:10, 9:17 status [2] - 25:10, 25:11 stay [1]-23:19 stenotype [1] - 32:8 step [2]-19:17, 22:3 stern [1]-23:19 Steve[2]-6:2, 6:14 still [5] - 11:10, 22:13, 23:19, 29:3, 30:22 storm [2] - 6:6, 23:12 storms [6] - 23:2, 23:5, 23:10, 23:18, 23:22, 24:3 submit [1] - 25:22 submitted [1]-24:15 SUITE [1] - 2:21 summary [1] - 9:3 supervision[1] - 32:10 supposed [1] - 6:1 suspended [2] - 7:25, 11:1None``` |
| :---: | :---: | :---: | :---: | :---: |



