

**MINUTES OF THE MEETING OF THE
LOUISIANA MOTOR VEHICLE COMMISSION
MOTOR VEHICLE SALES FINANCE DIVISION
3017 Kingman Street
Metairie, Louisiana 70006
Monday, May 20, 2024**

The meeting was called to order at 10:47 a.m. by Chairman Greg Lala.

Present were:

Chairman Greg Lala	Commissioner Stephen L. Guidry, Jr.
Commissioner V. Price LeBlanc, Jr.	Commissioner Eric R. Lane
Commissioner Kenneth "Mike" Smith	Commissioner Keith Hightower
Commissioner Keith Marcotte	Commissioner Randy Scoggin
Commissioner Scott A. Courville	Commissioner Donna Corley
Commissioner Raney J. Redmond	

L. A. House, Executive Director
Amy Casey, Executive Director
Adrian F. LaPeyronnie, III, Counselor
Gregory F. Reggie, Counselor
Burgess E. McCranie, Jr., Counselor

Absent were:

Commissioner Allan Krake	Commissioner Terryl J. Fontenot
Commissioner Maurice C. Guidry	Commissioner Charles R. Henderson, Jr.

Also, in attendance were Commission staff: Ingya Cattle, Assistant Executive Director; Scott Landreneau, Commission Investigator Supervisor; Commission Investigators: Neil Rogers, Antoine DeRouen, Kevin Broussard, Ben Guidry, Angel Brisson, George Fuller, and Dorothy Robinson; Stacey Broussard, Administrative Coordinator Supervisor; Administrative Coordinators: Chrystal Brooks-Raymond, Tanya Chandler, Scotinisha Diggs, and Alicia Phillips; and Angela Flannery, Accountant.

Executive Director Casey advised the Commission Members GAP Coverage or Debt Waiver or Debt Forgiveness Agreements ("GAP") had been enacted in the Motor Vehicle Sales Finance Act in 2005 and amended in 2006 and 2010 by the Louisiana Legislature, however the rules pertaining to GAP which had been promulgated in April 2005 had not been amended to correspond with the 2006 and 2010 amendments in the Motor Vehicle Sales Finance Act pertaining to GAP. A discussion ensued regarding this topic. At the conclusion of the discussion, Commissioner Stephen Guidry made a motion to move forward with the rule making process. Commissioner Lane seconded this motion and it was unanimously approved.

Executive Director Casey presented to the Commission Members the following legislative bill which if passed would affect the Motor Vehicle Sales Finance Act and/or be of interest to the Commission.

SB 63 by Coussan, Jean-Paul (S) Provides for the classification of factory-built homes. (8/1/24)

Bill History:

02/27/24 S Prefiled and under the rules provisionally referred to the Committee on Commerce, Consumer Protection and International Affairs.
03/11/24S Introduced in the Senate; read by title. Rules suspended. Read second time and referred to the Committee on Commerce, Consumer Protection and International Affairs.
03/13/24 S Reported with amendments.
03/18/24 S Read by title. Committee amendments read and adopted. Ordered engrossed and passed to third reading and final passage.
03/19/24 S Read by title, passed by a vote of 38 yeas and 0 nays, and sent to the House. Motion to reconsider tabled.
03/20/24 H Received in the House from the Senate, read by title, lies over under the rules.
03/21/24 H Read by title, under the rules, referred to the Committee on Commerce.
04/29/24 H Reported with amendments (10-0). Referred to the Legislative Bureau.
04/30/24 H Reported without Legislative Bureau amendments.
05/01/24 H Read by title, amended, passed to 3rd reading.
05/14/24 H Scheduled for floor debate on 05/15/2024.
05/15/24 H Read third time by title, roll called on final passage, yeas 94, nays 0. Finally passed, ordered to the Senate.
05/15/24 S Received from the House with amendments.
05/20/24 S Amendments proposed by the House read and concurred in by a vote of 37 yeas and 0 nays.
05/21/24 S Enrolled. Signed by the President of the Senate.

Executive Director Casey advised the Commission Members a pre-hearing had been held on March 11, 2024, pursuant to LSA-R.S. 49:977.3(C), regarding Hearing #2024-034, NWA Finance, LLC, 4190 South 48th Street, Springdale, AR 72632, for alleged violations of LA-R.S. 6:969.35.A.(1); and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301. A.(1) a. & b. License Requirement and Exception. In attendance representing NWA Finance, LLC were Jenny McLin, Attorney; and representing the Commission were: Chairman Greg Lala; Counselor Gregory F. Reggie; Scott Landreneau, Commission Investigator Supervisor; Neil Rogers and George Fuller, Commission Investigators; Ingya Cattle, Assistant Executive Director; and Lessie House and Amy Casey, Executive Directors. The Executive Director advised the Commission Members the following Consent Judgment had been recommended by Chairman Lala and accepted by the representative of NWA Finance, LLC, if accepted and ratified by the Commission. Commissioner Marcotte made a motion to accept and ratify the Consent Judgment in this matter. Commissioner Hightower seconded this motion and it was unanimously approved.

IN RE:

Hearing #2024-034

**NWA Finance, LLC,
4190 South 48th Street
Springdale, AR 72632**

Alleged violations of LA-R.S. 6:969.35.A. (1); and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73.

Licensing §7301. A.(1) a. & b. License Requirement and Exception

CONSENT JUDGMENT

After considering the entire record in this matter and the interest of the parties in amicably resolving it, the parties have consented to a judgment in favor of the Louisiana Motor Vehicle Commission based upon alleged violations by NWA Finance, LLC of LA-R.S. 6:969.35.A.(1); and Louisiana Administrative Code Title 46. Part V. Subpart 3. Chapter 73. Licensing §7301. A.(1) a. & b. License Requirement and Exception. Therefore, based on the parties' mutual consent:

IT IS HEREBY AGREED by and between NWA Finance, LLC and the Louisiana Motor Vehicle Commission that respondent waives:

- A. Any further procedural rights or remedies afforded under the law;
B. The requirement that the Commission's judgment recites statement of a findings of fact and conclusions of law; and
C. All rights to seek judicial review or otherwise to challenge or contest the validity of the judgment entered pursuant to this agreement.

IT IS HEREBY FURTHER AGREED the Notice of Hearing may be used in construing the terms of the order. No agreement, understanding, representation or interpretation not contained in the order or the agreement may be used to vary or contradict the terms of the order.

IT IS AGREED, ADJUDGED, AND DECREED that NWA Finance, LLC in complete satisfaction of all above-referenced violations, pay a fine to the Louisiana Motor Vehicle Commission in the amount of ONE THOUSAND (\$1,000.00) DOLLARS. The Commission agrees, as part of this settlement, that the consent judgment is prospective so any other alleged violation by NWA Finance, LLC of the same provision that pre-dates the violation(s) addressed in this consent judgment will not be pursued as a violation.

JUDGMENT RENDERED AND SIGNED this 20th day of May, 2024.

Chairman Gregory Lala
LOUISIANA MOTOR VEHICLE COMMISSION

AGREED:

NWA FINANCE, LLC

By: _____

LOUISIANA MOTOR VEHICLE COMMISSION

By: _____
Gregory Reggie, Commission Counsel

Chairman Lala called for a reading of the minutes of the March 11, 2024 meeting. Commissioner Redmond made a motion to accept the minutes as read. Commissioner Marcotte seconded this motion and it was unanimously approved.

The Executive Director was directed to include in these minutes the following excerpt from the Louisiana Motor Vehicle Commission meeting immediately preceding this meeting.

"Chairman Lala asked for a review of the March and April financial statements of the Louisiana Motor Vehicle Commission, Motor Vehicle Sales Finance Division, copies of which were before each Commission Member. Commissioner Redmond made a motion to accept the March and April financial statements as presented and incorporate into these minutes. This motion was seconded by Commissioner Lane and it was unanimously approved."

Chairman Lala called for a review of the motor vehicle sales finance licenses issued.

Executive Director Casey reported the applications and supporting documentation were in order for the following initial motor vehicle sales finance applicants.

Table with 3 columns: SALES FINANCE COMPANY, CITY, LIC. #. Rows include Budget Automotive LLC, Premiere-1 Business LLC, Southern Auto Finance Company, Persolve Recoveries, LLC, HD Pay Here Auto Sales, Mudiea Parking Services, and Watson Auto Sales.

National Autoplex, LLC	Pineville, Louisiana	#SF-2024-01108
Four Wheel Solutions, LLC	Bossier City, Louisiana	#SF-2024-01145
X Lane Auto LLC	Des Allemands, Louisiana	#SF-2024-01157
Land Home Financial Services, Inc.	Concord, California	#SF-2024-01167
Santander Consumer USA Inc. DBA Santander Auto Finance; Drive Financial; Chrysler Capital; RoadLoans; Lotus Cars Financial Services	Hamilton, Alabama	#SF-2024-01171
Santander Consumer USA Inc. DBA Santander Auto Finance; Drive Financial; Chrysler Capital; RoadLoans; Lotus Cars Financial Services	Dallas, Texas	#SF-2024-01172
M&B Auto Deals LLC	Homer, Louisiana	#SF-2024-01190
Nationwide Acceptance SPV I LLC	Rosemont, Illinois	#SF-2024-01204

Commissioner Stephen Guidry made a motion to ratify the motor vehicle sales finance licenses issued to these initial motor vehicle sales finance applicants. Commissioner Smith seconded this motion and it was unanimously approved.

Chairman Lala called for a review of the GAP Administrator licenses issued.

Executive Director Casey reported the applications and supporting documentation were in order for the following initial GAP Administrator applicants.

GAP ADMINISTRATOR	CITY	LIC. #
National Auto Care Corporation DBA Foresight Services Group	McKinney, Texas	#GA-2022-00165
National Auto Care Corporation DBA Foresight Services Group	McKinney, Texas	#GA-2023-00160
American Financial Warranty Corporation	The Woodlands, Texas	#GA-2023-00161
American Financial & Automotive Services, Inc.	The Woodlands, Texas	#GA-2023-00162
First Mile Services, Inc. DBA Total Warranty Services	Boca Raton, Florida	#GA-2024-00154

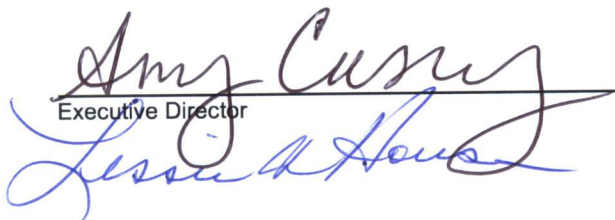
Commissioner Stephen Guidry made a motion to ratify the GAP Administrator licenses issued to these initial GAP Administrator applicants. Commissioner LeBlanc seconded this motion and it was unanimously approved.

Chairman Lala called for a review of the licenses issued. Commissioner Redmond made a motion to ratify the licenses issued: Sales Finance, #SF-2023-01346 through #SF-2023-01348, #SF-2024-01047 through #SF-2024-01227; GAP Administrators, #GA-2022-00165, #GA-2023-00160 through #GA-2023-00162, #GA-2024-00138 through #GA-2024-00161; and GAP Administrator Agents, #GAA-2022-00183, #GAA-2023-00176 through #GAA-2023-00180, #GAA-2024-00109 through #GAA-2024-00160. Commissioner Hightower seconded this motion and it was unanimously approved.

The Executive Directors reported on routine matters being handled by the staff and not requiring action by the Commission at this time.

There being no further business, Commissioner Stephen Guidry made a motion to adjourn the meeting at 11:00 a.m. Commissioner Redmond seconded this motion and it was unanimously approved.


Chairman Lala


Executive Director