

TEXAS DEPARTMENT OF MOTOR VEHICLES

VEHICLE TITLES AND REGISTRATION ADVISORY COMMITTEE
MEETING

1:00 p.m.
Wednesday,
January 10, 2024

Lone Star Room
Building 1
4000 Jackson Avenue
Austin, Texas

and

via Webex conference call

COMMITTEE MEMBERS:

SOFIA DOVALINA
PHIL ELAM
DAVID PAUL FONTENOT
MICHELLE FRENCH
TONY HALL
TAWNA M. KUNI
NIKKI LAKE
SHAY ADAM LUEDECKE
SYLVIA MENDOZA
KEITH P. MILLARD
DANA CLARK MOORE
IVAN NINO
BRUCE ORMAND
JAMES ERNEST PASCHALL
JACKIE LOU POLK
ROBERT "BOBBY" ROBERTI
FARON LEE SMITH
KRISTI ANN TORRES
CHRISTAL LEE VINCENT
MELINDA WOLF

STAFF:

DAVID RICHARDS, TxDMV Assoc. Gen. Counsel

ON THE RECORD REPORTING
(512) 450-0342

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P R O C E E D I N G S

1
2 MR. RICHARDS: Good afternoon. My name is
3 David Richards, and I'm pleased to open the first meeting
4 of the Vehicle Titles and Registration Advisory Committee.
5 I'm an associate general counsel at the Texas Department
6 of Motor Vehicles.

7 For ease of reference, I will refer to this
8 advisory committee as VTRAC, the acronym for the
9 committee.

10 It is now 1:02 p.m., and I'm calling the VTRAC
11 meeting for January 10, 2024, to order. I want to note
12 for the record that the public notice of this meeting,
13 containing all items on the agenda, was filed with the
14 Office of Secretary of State on January 2, 2024.

15 This meeting is being held by telephone
16 conference call in accordance with Texas Government Code
17 Section 551.125. Members of the public may physically
18 attend this meeting in person at 4000 Jackson Avenue,
19 Building 1, Lone Star Room, Austin, Texas, 78731, or
20 attend this meeting by calling the toll-free number which
21 is posted in our agenda which was filed in the Office of
22 Secretary of State on January 2, 2024.

23 We have four members of the advisory committee
24 in person, with the vast majority of the advisory
25 committee members participating remotely.

1 At this time, will all attendees please mute
2 your phones for the entire duration of this meeting. I'm
3 asking our meeting host to make sure that all
4 participants' phones are muted except for advisory
5 committee members and those who are presenting. Callers
6 will be removed for any disruption, including background
7 noise.

8 I would like to remind all participants that
9 this is a conference call meeting. Because this meeting
10 is being held by conference call, there are a few things
11 that will assist in making the meeting run smoother and
12 assist the court reporter in getting an accurate record.

13 Number one, please identify yourself before
14 speaking. Speak clearly. Remember that there may be a
15 slight delay due to the conference call format so please
16 wait a little bit longer than usual before responding to
17 participants. Do not speak over others; please ask the
18 presiding officer to proceed and be sure you get
19 recognized before speaking.

20 And finally, participating in the room we have
21 four members, please remember to press the button on your
22 microphone to unmute before speaking and then press the
23 same button to mute again after speaking.

24 I would also like to thank the court reporter
25 who is transcribing this meeting today.

1 To make sure we have an accurate recording of
2 this meeting, it's very important that the advisory
3 committee members and anyone presenting today identify
4 themselves clearly before speaking and speak clearly and
5 slowly.

6 If you wish to address the advisory committee
7 or speak on an agenda item during today's meeting, please
8 complete a speaker's sheet at the registration table prior
9 to the agenda item being taken up by the advisory
10 committee, or send an email to GCO_General@TxDMV.gov to
11 register by providing the required information prior to
12 the agenda item being taken up. Please identify the
13 specific item you're interested in commenting on, your
14 name and address and whether you're representing anyone or
15 just speaking for yourself. Comment that doesn't pertain
16 to an agenda item we'll take up at the end of the agenda
17 under the general public comment agenda item. And again,
18 just as a reminder, when addressing the advisory
19 committee, please state your name and affiliation for the
20 record.

21 Before we begin today, I'd like to remind all
22 presenters and those in attendance of the rules of conduct
23 at our advisory committee meetings. In the department's
24 rules under Title 43, Texas Administrative Code, Section
25 206.22, the presiding officer is given the authority to

1 supervise the conduct of meetings. This includes the
2 authority to determine when a speaker is being disruptive
3 of the meeting or is otherwise violating the timing or
4 presentation rules I just discussed. Disruptive speakers
5 will be muted, given a warning about disruptive behavior,
6 then removed from the meeting for any continued
7 disruption.

8 Advisory committee members, if you become
9 disconnected from the call, please rejoin as soon as
10 possible. And if you encounter technical issues, please
11 reach out to our IT team, tech support team at
12 Jeff.Templeton@TxDMV.gov, or Zach.Warden@TxDMV.gov.

13 I want to move on to the agenda. This is our
14 introductory meeting, organizational meeting. The first
15 agenda item 1.A is the roll call to establish a quorum.

16 I'm going to call your name out. Please
17 respond if you're present and we'll move on from there.

18 First, Member Dovalina?

19 MS. DOVALINA: Present.

20 MR. RICHARDS: Thank you.

21 Member Elam? Member Elam?

22 (No response.)

23 MR. RICHARDS: Member Fontenot?

24 (No response.)

25 MR. RICHARDS: Member French?

1 MS. FRENCH: Present.

2 MR. RICHARDS: Thank you.

3 Member Hall?

4 MR. HALL: Member Hall present.

5 MR. RICHARDS: Thank you.

6 Member Kuni?

7 MS. KUNI: Present.

8 MR. RICHARDS: Member Lake? Member Lake? I
9 believe you indicated you were on the call a while ago.

10 Are you on the call, Member Lake?

11 MS. LAKE: Yes, present.

12 MR. RICHARDS: Thank you.

13 Member Luedecke?

14 MR. LUEDECKE: Present.

15 MR. RICHARDS: Thank you.

16 Member Mendoza? Member Mendoza?

17 (No response.)

18 MR. RICHARDS: Member Millard? Did I pronounce
19 that correctly?

20 MR. MILLARD: Close enough. Millard.

21 MR. RICHARDS: Millard, I'm sorry. I had a
22 friend in law school that pronounced it that way. Thank
23 you.

24 Member Moore? Member Moore?

25 (No response.)

1 MR. RICHARDS: Member Nino?
2 MR. NINO: Present, Member Nino.
3 MR. RICHARDS: Thank you.
4 Member Ormand?
5 MR. ORMAND: Present.
6 MR. RICHARDS: Thank you.
7 Member Paschall? Member Paschall?
8 (No response.)
9 MR. RICHARDS: I thought I saw him just a
10 moment ago.
11 Member Polk?
12 MS. POLK: Polk present.
13 MR. RICHARDS: Thank you.
14 Member Roberti?
15 MR. ROBERTI: Present.
16 MR. RICHARDS: Thank you.
17 Member Smith? Member Smith?
18 (No response.)
19 MR. RICHARDS: Member Torres? Member Torres?
20 (No response.)
21 MR. RICHARDS: Member Vincent?
22 MS. VINCENT: Present.
23 MR. RICHARDS: Thank you.
24 Member Wolf? Member Wolf?
25 (No response.)

1 MR. RICHARDS: I count twelve present. We have
2 a quorum, members, we'll proceed with the agenda.

3 Let me call again, Member Paschall? Member
4 Paschall?

5 MEETING HOST: I see him unmuting; he seems to
6 be having audio problems.

7 MR. RICHARDS: Okay. How about Member
8 Fontenot?

9 MR. FONTENOT: I'm present.

10 MR. RICHARDS: Thank you very much. Again, we
11 have a quorum, we're going to move on in the order of the
12 agenda.

13 Members, the next agenda item is 1.B in your
14 agenda, Welcoming remarks and introduction of advisory
15 committee members.

16 I will now turn the meeting over to TxDMV
17 Executive Director Daniel Avitia, who will make a few
18 remarks. Thank you.

19 MR. AVITIA: Thank you, Mr. Richards.

20 Good afternoon, and welcome, everyone. My name
21 is Daniel Avitia and I serve as the executive director of
22 the Texas Department of Motor Vehicles.

23 Thank you for taking the time today to be part
24 of this introductory advisory meeting. Before we continue
25 with the introductions on the agenda, I want to provide

1 you with some background information on this committee.

2 The TxDMV Board several years ago adopted rules
3 surrounding the establishment of advisory committees, such
4 as this one, to ensure the department would be inclusive
5 and transparent. This is the second advisory committee to
6 be established so far.

7 In 2019, the Vehicle Titles and Registration
8 Advisory Committee was created and held a few meetings.
9 The input of that committee's membership has proven very
10 important and beneficial in helping the department move
11 forward with some of our significant initiatives and
12 projects. I am certain this committee will provide the
13 same benefit and more.

14 This committee has some significant topics to
15 cover and there is a lot of information to cover,
16 including the agency's administrative rule review
17 involving Chapter 217, Vehicle Titles and Registration,
18 and potential amendments necessary to implement House Bill
19 718 and 3297 out of the 88th Legislative Session.

20 We welcome always your input and your honesty
21 and your ideas. I cannot express to you enough how much I
22 appreciate all of your time and your effort as we move
23 forward through these processes. Please know that our
24 staff and I are here to help you with whatever information
25 you need and whatever we can make available to you. We

1 have access to information from other states and from
2 national associations to provide more background and
3 content as we move through these processes.

4 So once again, I appreciate you being here, I
5 appreciate those of you watching, and I appreciate the
6 time and the commitment that you've put forward to help
7 support the TxDMV as we move through these processes.

8 David, back to you.

9 MR. RICHARDS: Thank you, Executive Director
10 Avitia, for your comments and warm welcome.

11 Members, we're going to move on to the next
12 agenda item 2.A. Purpose, general information, and scope
13 of the advisory committee -- housekeeping rules, if you
14 will -- and a little background on the advisory committee
15 functions and how you're guided as advisory committee
16 members. The purpose of this particular advisory
17 committee is to provide advice and make recommendation to
18 the board of the Texas Department of Motor Vehicles on
19 topics related to vehicle titles and registration issues.

20
21 You've been given the charge by the department
22 to provide advice and recommendations regarding what Mr.
23 Avitia just touched on: consideration of potential rule
24 amendments necessary to implement House Bill 718 and House
25 Bill 3297 that sprang from the 88th Legislative Session

1 regular session, this past session; and also importantly,
2 as well, a rule review of Chapter 217 which deals with
3 Vehicle Titles and Registration as well. No other topics
4 will be discussed by this committee at this time. The
5 committee provides advice and recommendations only as
6 requested by the Texas Department of Motor Vehicles or our
7 board.

8 I'd like to congratulate each of you on your
9 appointment to this committee by the board, and thank you
10 again for your valuable time to assist the department and
11 the board by serving on this committee.

12 As appointed members of the committee, just for
13 edification, the things that guide you as well, you're
14 subject to both the Open Meetings Act and the Public
15 Information Act.

16 First, the Open Meetings Act provides that all
17 public business should be performed in public view. That
18 means that any discussions you have regarding the work you
19 perform in this committee must be done in a properly
20 scheduled and posted meeting. Members of this committee
21 can violate state law by having a series of discussions on
22 policy issues outside of the advisory committee setting
23 with other members. That is what is referred to as a
24 walking quorum.

25 It is important that you refrain from

1 discussing advisory committee matters with other members
2 outside of the scheduled and posted meetings. This
3 includes avoiding meeting with members outside of a
4 properly posted open meeting, not calling other members on
5 the phone to discuss advisory committee matters, and not
6 using social media to discuss matters that are before the
7 advisory committee. Discussion with other members, even
8 if less than quorum, outside of properly posted meetings
9 for the purpose of secret deliberations can violate the
10 Open Meetings Act which also carries with it criminal
11 penalties.

12 In addition, on the Public Information Act,
13 information exchanged in your role as an advisory
14 committee member can be subject to public disclosure, even
15 if that information is on your private email or private
16 cell phone. This is because as an advisory committee
17 member, information you have regarding matters brought
18 before the advisory committee may also subject you to the
19 Open Records laws. Please be aware that any
20 communications you have regarding the committee may be
21 required to be disclosed in response to Open Records
22 requests from the public.

23 Finally, in order to ensure that advisory
24 committee meetings run smoothly, the advisory committees
25 select a presiding officer. The presiding officer is in

1 charge of making sure Robert's Rules of Order are followed
2 and to keep the proper decorum of the meeting. The
3 presiding officer will open the meeting, much as I did
4 today, and ensure that a quorum of members are present.
5 The presiding officer makes sure that members make motions
6 and second the motions before voting, and makes sure that
7 no one member has the floor longer than others wishing to
8 provide input.

9 We will be happy to provide, as a staff, some
10 overview training on the mechanics of the Robert's Rules
11 of Order to anyone wanting to volunteer to be presiding
12 officer of this meeting to ensure that it runs efficiently
13 and carry out its purpose.

14 Just a few examples of how Robert's Rules of
15 Order work. No member can speak twice to the same issue
16 until everyone else wishing to speak has spoken on it
17 once. All remarks by members must be directed to the
18 presiding officer prior to speaking.

19 You obtain the floor by obtaining by raising
20 your hand or asking the presiding officer for the floor or
21 the right to speak on a matter, only when the person
22 speaking has finished. There's a line of succession and
23 procedure.

24 It is important to not interrupt others and to
25 share the right to speak with all members of the advisory

1 committee. Remarks must be courteous and the members must
2 avoid referring to viewpoints by alluding to other members
3 by name or suggested motives.

4 You should expect, as advisory committee
5 members, for the presiding officer to protect your right
6 to speak, even if it turns out that you're a minority of
7 one in your opinion. The presiding officer helps to
8 ensure that other members hear you out and to allow you
9 the same voice as everyone else. This encourages members
10 to give your fellow members their rightful turn to speak.

11 Listen to them, you may hear something that affects the
12 way you're thinking on a particular issue.

13 Lastly, we are recording this meeting. Before
14 you speak, please state your name so that we have a record
15 of each person and what they said.

16 Any questions on the administrative matters
17 from any of the members at the moment?

18 (No response.)

19 MR. RICHARDS: Okay. Well, then I'll move on
20 to agenda item 2.B of the agenda, that is nominations and
21 selection of advisory committee presiding officer.

22 Again, for the record, my name is David
23 Richards, associate general counsel from the Office of
24 General Counsel here at DMV.

25 Texas law requires that an advisory committee

1 select a presiding officer from its membership. The
2 presiding officer will preside over the advisory committee
3 and report to the TxDMV and our board.

4 What I'd like to do now is I'm going to call on
5 each member. Give a little background after I call your
6 name and whether or not you would like to serve or be
7 considered serving as presiding officer.

8 Member Dovalina?

9 MS. DOVALINA: Yes. My name is Sofia Dovalina.
10 I'm motor vehicle director for El Paso County, and at
11 this point in time I would not want to be nominated. This
12 is my first time, so I'd like to get my feet wet.

13 MR. RICHARDS: Thank you, Member Dovalina.

14 Member Elam, did you join us on this call?

15 Member Elam?

16 (No response.)

17 MR. RICHARDS: Member Fontenot?

18 MR. FONTENOT: Yes, hi. Member Fontenot. I'm
19 happy to be here. I represent the salvage side of the
20 industry, primarily heavy trucks and automobiles.

21 We have locations in Beaumont, and I just
22 started another retail non-salvage operation car
23 dealership in San Antonio just recently. And I wouldn't
24 mind, I'll serve if you want me to.

25 MR. RICHARDS: I'm sorry. You're willing to

1 serve as the presiding officer?

2 MR. FONTENOT: Yes.

3 MR. RICHARDS: Nominated?

4 MR. FONTENOT: Yes.

5 MR. RICHARDS: Thank you, sir.

6 MR. FONTENOT: Sure. Thank you.

7 MR. RICHARDS: I'll move on to Member French.

8 Member French, are you on the call?

9 She's shown as on the call. I'll come back.

10 Member French, can you hear me?

11 MS. FRENCH: Sorry about that. I am member
12 Michelle French, and I serve as the Denton County tax
13 assessor-collector and have been active in our Tax
14 Assessor-Collector Association community and have been
15 with the Denton County Tax Office for 40 years now, and
16 it's a pleasure to be able to serve on this board. I'm
17 looking forward to learning a lot and working with
18 everyone.

19 At this time I would not be interested in
20 serving as presiding officer. Also being new on this,
21 I'd like to sit back and be able to watch everybody else
22 and help wherever I can.

23 MR. RICHARDS: Thank you, Member French.

24 Member Hall?

25 MR. HALL: Member Hall. Good afternoon,

1 everybody.

2 So a little bit of my background: I spent ten
3 and a half years actually working for the Texas DMV in the
4 Vehicle Titles and Registration Division. The last two
5 years I've spent on Carvana's government affairs team,
6 where I focus on car registration policy all across the
7 country and Carvana's "modernization efforts" and hoping
8 to advance car registration processes across the country.
9 I'd be happy to serve.

10 MR. RICHARDS: Thank you, Member Hall.

11 Member Kuni?

12 MS. KUNI: Hello. Tawna Kuni. I'm from the
13 Dallas area, and I represent insurance auto auctions, the
14 auction side of the industry, and I've also worked in
15 insurance for many years, previously the director of title
16 center operations for IAA and recently took over as the
17 area manager over all of the Texas branches. Happy to
18 serve, but happy to support someone else as presiding
19 officer.

20 MR. RICHARDS: A maybe, okay. Thank you.

21 Let me move on to Member Lake. Member Lake,
22 are you on the call?

23 MS. LAKE: Can you hear me?

24 MR. RICHARDS: Yes.

25 MS. LAKE: Sorry about that. I'm sorry; the

1 phone is giving me directions to do things. Can y'all
2 hear me okay?

3 MR. RICHARDS: Yes, we can.

4 MS. LAKE: Okay, sorry.

5 Yes, I'm with the tax assessor-collector's
6 office with Randall County in the Texas Panhandle, and
7 I've been with the county for 16 years now; I'm the office
8 manager. And it's an honor to be on this committee, but
9 this is my first year, so I would like to not be
10 considered as an officer at this time.

11 MR. RICHARDS: Thank you, Member Lake.

12 MS. LAKE: Thank you.

13 MR. RICHARDS: Member Luedecke.

14 MR. LUEDECKE: My name is Shay Luedecke.
15 Everybody misses my name. I am tax assessor-collector for
16 Bell county; I am also serving as president-elect for the
17 Texas Tax Assessor Association for the state.

18 I'll be sworn in as president for our
19 association in June of this year. I'm in my second term
20 as tax assessor-collector, I'm running for a third term
21 this year, and I appreciate your vote.

22 (General laughter.)

23 MR. LUEDECKE: I am willing to serve as either
24 first vice chair or second, but not as presiding officer.

25 MR. RICHARDS: Thank you, Member Luedecke.

1 I'll get it right maybe by the end of the meeting.

2 Member Mendoza, are you on the call? Member
3 Mendoza?

4 (No response.)

5 MR. RICHARDS: Member Millard?

6 MR. MILLARD: This is Member Millard. I'm in
7 Nacogdoches, Texas, where I've worked in the new car
8 franchise industry for over 40 years, and been on this
9 committee since before COVID, and it seems like we kind of
10 disbanded during that time, so this is the first meeting
11 back that I know of.

12 And I would rather see someone serve as
13 presiding officer that's present at the meeting myself, so
14 I would not want to serve; I'd rather see somebody that's
15 actually there at the meeting.

16 MR. RICHARDS: Okay. Thank you, sir.

17 Member Moore? Member Moore? Are you on the
18 call? I see you on the call. Can you unmute? I think
19 you're muted.

20 MEETING HOST: Member Moore seems to be having
21 audio difficulties.

22 MR. RICHARDS: Okay. We're going to move on to
23 Member Nino.

24 MR. NINO: This is Member Nino. I am from El
25 Paso, Texas. I have experience as a full-service deputy,

1 but I am a member of the public as well.

2 At the moment I am not interested in serving as
3 presiding officer, and I'm looking forward to working with
4 everyone.

5 MR. RICHARDS: Thank you, sir.

6 Member Ormand?

7 MR. ORMAND: Hi. My name is Bruce Ormand. I
8 am a GDN dealer, salvage dealer for over 40 years,
9 currently as well a full-service deputy here in Austin,
10 Texas, so we serve Travis County as well. And at this
11 time I probably would not be interested in being a
12 presiding officer, try to help any other way I can.

13 MR. RICHARDS: Thank you, sir.

14 Member Paschall? Member Paschall? I show
15 you're on the call.

16 Can you unmute, Member Paschall?

17 MR. PASCHALL: Can you hear me?

18 MR. RICHARDS: Yes, we can. Thank you.

19 MR. PASCHALL: Okay. My name is James
20 Paschall. I am the title supervisor for Red McCombs
21 Automotive Group in San Antonio. I've been supervisor for
22 about 15 years now. However, I don't think I'd be a good
23 fit to be a presiding officer.

24 MR. RICHARDS: Thank you, sir.

25 Member Polk?

1 MS. POLK: My name is Member Polk, and I am
2 with Lee TranServices, located in Lufkin, Texas, right
3 down the road from Nacogdoches. I am the president of Lee
4 Trans, and I'm actually in my second term on this
5 committee.

6 I am not interested in being the presiding
7 officer, as I think that I might run into some problems
8 where I may not be available for board meetings. Thank
9 you.

10 MR. RICHARDS: Thank you, appreciate it.

11 Member Roberti?

12 MR. ROBERTI: Hi, everyone. My name is Bobby
13 Roberti. I'm with Wells Fargo Wealth Management in
14 Frisco, a member of the public. I am the previous
15 presiding officer of the one and a half of the two
16 official meetings we've had.

17 I've had a parallel career as the chair of the
18 Frisco Planning and Zoning Commission, so I've run a
19 couple hundred meetings using Robert's Rules of Order, and
20 I'd be happy to serve again; it's been an honor to serve
21 on this board already.

22 And kind of interesting to note, I pay my taxes
23 to Member French, so there you go.

24 (General laughter.)

25 MR. RICHARDS: Thank you very much.

1 We'll move on to Member Smith. Member Smith?

2 (No response.)

3 MR. RICHARDS: It doesn't look like Member
4 Smith is on the call.

5 Member Torres? Member Torres? I think you're
6 on mute.

7 Member Torres, can you unmute --

8 MEETING HOST: Member Torres is currently
9 unmuted. I believe they are still having audio
10 difficulties.

11 MR. RICHARDS: Okay, we'll move on. Member
12 Vincent?

13 MS. VINCENT: Hi. My name is Christal Vincent.
14 I am currently a fleet operations manager for
15 Southwestern Public Service Company.

16 It's owned by Excel Energy, which is a public
17 utility company that provides energy to customers in eight
18 states. I'm over a fleet of about 1,200 units, and I am
19 not ready to commit to that position at this time.

20 MR. RICHARDS: Thank you.

21 And finally, Member Wolf. Member Wolf?

22 (No response.)

23 MR. RICHARDS: Member Wolf, I guess, is not on
24 the call.

25 Members, VTRAC will use Robert's Rules of Order

1 when conducting meetings, as stated previously. To take
2 any action, you must first raise your hand or ask the
3 presiding officer -- which is me at the moment -- for the
4 right to speak on a matter. Once the presiding officer
5 grants you the floor and/or the right to speak, you must
6 make a motion and another person must second the motion.

7 To make a motion to name someone to be the
8 presiding officer, the motion could be, I make a motion to
9 name John Smith to be the VTRAC presiding officer, for
10 example. You can even make a motion to name yourself to
11 be the president officer, should you choose.

12 To second a motion, on the other hand, a
13 different member should say, I second the motion, or
14 Second. A person cannot second their own motion.

15 My notes indicate thus far, members, that
16 Member Fontenot, Member Hall and Member Roberti have said
17 yes of their willingness to be nominated for the presiding
18 officer position, and for Member Kuni it was a maybe.

19 So does anyone have a motion they'd like to
20 make at this time to name someone to be the VTRAC
21 presiding officer?

22 MR. RICHARDS: Member Luedecke.

23 MR. LUEDECKE: Member Luedecke. I move that we
24 nominate Member Roberti as the presiding chair.

25 MR. RICHARDS: A motion has been made to name

1 Member Roberti as the president officer. Is there a
2 second?

3 MR. MILLARD: Millard seconds.

4 MR. RICHARDS: We have a motion and a second to
5 name Member Roberti as presiding officer.

6 Members, I'll call your name and ask you
7 whether you vote to name Member Roberti as presiding
8 officer by stating your name and then indicating yes or
9 no.

10 Member Dovalina?

11 MS. DOVALINA: Yes.

12 MR. RICHARDS: Thank you.

13 Member Elam, I think, is not here.

14 Member Fontenot?

15 MR. FONTENOT: Yes, Member Fontenot, and I
16 support Mr. Roberti wholeheartedly.

17 MR. RICHARDS: Yes, sir. Thank you.

18 Member French?

19 MS. FRENCH: Yes, I support that.

20 MR. RICHARDS: Thank you.

21 Member Hall?

22 MR. HALL: Member Hall, yes.

23 MR. RICHARDS: Member Hall, yes.

24 Member Kuni?

25 MS. KUNI: Member Kuni, yes.

1 MR. RICHARDS: Member Kuni, yes.
2 Member Lake? Member Lake?
3 MS. LAKE: Member Lake, yes.
4 MR. RICHARDS: Member Luedecke?
5 MR. LUEDECKE: Member Luedecke, yes.
6 MR. RICHARDS: It only took 12 times.
7 Member Mendoza? Member Mendoza?
8 (No response.)
9 MR. RICHARDS: Member Millard?
10 MR. MILLARD: Member Millard, yes.
11 MR. RICHARDS: Thank you.
12 Member Moore?
13 MS. MOORE: Yes.
14 MR. RICHARDS: Thank you.
15 Member Nino?
16 MR. NINO: Aye, yes.
17 MR. RICHARDS: Thank you.
18 Member Ormand?
19 MR. ORMAND: Yes.
20 MR. RICHARDS: Thank you, sir.
21 Member Paschall? Member Paschall?
22 MR. PASCHALL: Yes.
23 MR. RICHARDS: Thank you, sir.
24 Member Polk?
25 MS. POLK: Member Polk, yes.

1 MR. RICHARDS: Thank you.
2 Member Roberti, I assume you vote for yourself?
3 MR. ROBERTI: Yeah.
4 MR. RICHARDS: Thank you.
5 Member Smith?
6 (No response.)
7 MR. RICHARDS: Member Smith isn't here.
8 Member Torres? Member Torres?
9 (No response.)
10 MR. RICHARDS: Member Vincent?
11 MS. VINCENT: Yes.
12 MR. RICHARDS: Member Wolf?
13 (No response.)
14 MR. RICHARDS: I guess Member Wolf is not with
15 us.
16 Members, the record reflects a unanimous vote
17 of the members that are attending today to make Member
18 Roberti your presiding officer.
19 Member Roberti, congratulations. We look
20 forward to working with you.
21 MR. ROBERTI: Thank you, everyone. It's very
22 humbling and a big honor.
23 MR. RICHARDS: Thank you very much.
24 Okay. We're going to move on to agenda item
25 2.C. Nominations and selection for the first vice chair.

1 Moving on to agenda item 2.C, this individual
2 will act as presiding officer when the presiding officer
3 is not available and to make presentation so the board.

4 Does anyone want to make a motion to name
5 someone to be the first vice chair?

6 MR. ROBERTI: Motion for Shay Luedecke.

7 MR. RICHARDS: Shay Luedecke is nominated. Is
8 there a second?

9 MR. MILLARD: Millard seconds.

10 MR. RICHARDS: Member Millard seconds. Is
11 there any further discussion?

12 (No response.)

13 MR. RICHARDS: Hearing none, we'll move on to
14 call the roll.

15 Member Dovalina?

16 MS. DOVALINA: I agree, yes.

17 MR. RICHARDS: Again, for the record, this is
18 to make Shay Luedecke the first vice chair.

19 Member Elam is not with us.

20 Member Fontenot?

21 MR. FONTENOT: Member Fontenot, yes.

22 MR. RICHARDS: Thank you.

23 Member French?

24 MS. FRENCH: Member French, yes.

25 MR. RICHARDS: Thank you.

1 Member Hall?
2 MR. HALL: Member Hall, yes.
3 MR. RICHARDS: Thank you.
4 Member Kuni?
5 MS. KUNI: Yes.
6 MR. RICHARDS: Member Lake?
7 MS. LAKE: Yes.
8 MR. RICHARDS: Thank you.
9 Member Luedecke?
10 MR. LUEDECKE: Member Luedecke, yes.
11 MR. RICHARDS: Thank you.
12 Member Mendoza? I don't think Member Mendoza
13 is here. I'm sorry.
14 Member Millard?
15 MR. MILLARD: Yes.
16 MR. RICHARDS: Thank you.
17 Member Nino?
18 MR. NINO: Member Nino, aye, yes.
19 MR. RICHARDS: Thank you, sir.
20 Member Ormand?
21 MR. ORMAND: Yes.
22 MR. RICHARDS: Thank you.
23 Member Paschall?
24 MR. PASCHALL: Yes.
25 MR. RICHARDS: Thank you, sir.

1 Member Polk?

2 MS. POLK: Yes.

3 MR. RICHARDS: Thank you.

4 Member Roberti?

5 MR. ROBERTI: Yes.

6 MR. RICHARDS: Thank you.

7 Member Smith? Member Smith is not with us.

8 Member Torres? Member Torres?

9 (No response.)

10 MR. RICHARDS: Member Vincent?

11 MS. VINCENT: Member Vincent, yes.

12 MR. RICHARDS: And Member Wolf is not here.

13 My notes indicate that it was a unanimous vote
14 of those attending the meeting today that Shay Luedecke be
15 the first vice chair.

16 Congratulations, sir. Look forward to working
17 with you as well.

18 MR. LUEDECKE: Thank you.

19 MR. RICHARDS: Thank you, members.

20 The next agenda item, members, 2.D. Nominations
21 for selection of second vice chair.

22 Members, this member will act as presiding
23 officer when the presiding officer and the first vice
24 chair are not available, and to gather and organize
25 presentations for the board.

1 On the second vice chair, does anyone want to
2 make a motion to name someone in the membership as second
3 vice chair?

4 MR. MILLARD: I'll motion for Tony Hall for
5 that.

6 MR. RICHARDS: The motion is that Tony Hall be
7 selected as second vice chair of the VTRAC advisory
8 committee. Is there a second?

9 MS. POLK: Member Polk. I second.

10 MR. RICHARDS: Thank you. We have a second.
11 Any further discussion?

12 (No response.)

13 MR. RICHARDS: Hearing none, I'll call for the
14 vote. When I call your name, let me know what you support
15 by saying yes or no.

16 Member Dovalina?

17 MS. DOVALINA: Yes.

18 MR. RICHARDS: Thank you.

19 Member Fontenot?

20 MR. FONTENOT: Yes.

21 MR. RICHARDS: Thank you.

22 Member French?

23 MS. FRENCH: Member French, yes.

24 MR. RICHARDS: Thank you.

25 Member Hall?

1 MR. HALL: Member Hall, yes.
2 MR. RICHARDS: Thank you.
3 Member Kuni?
4 MS. KUNI: Yes.
5 MR. RICHARDS: Member Lake?
6 MS. LAKE: Yes.
7 MR. RICHARDS: Member Luedecke?
8 MR. LUEDECKE: Yes.
9 MR. RICHARDS: Thank you.
10 Member Millard?
11 MR. MILLARD: Member Millard, yes.
12 MR. RICHARDS: Thank you.
13 Member Moore?
14 MS. MOORE: Yes.
15 MR. RICHARDS: Thank you.
16 Member Nino?
17 MR. NINO: Member Nino, aye, yes.
18 MR. RICHARDS: Member Ormand?
19 MR. ORMAND: That would be yes.
20 MR. RICHARDS: Member Paschall? Member
21 Paschall?
22 MR. PASCHALL: Yes.
23 MR. RICHARDS: Thank you.
24 Member Polk?
25 MS. POLK: Member Polk, yes.

1 MR. RICHARDS: Thank you.

2 Member Roberti?

3 MR. ROBERTI: Yes.

4 MR. RICHARDS: Thank you, sir.

5 Member Smith is not here.

6 Member Torres? Member Torres?

7 (No response.)

8 MR. RICHARDS: Member Vincent?

9 MS. VINCENT: Yes.

10 MR. RICHARDS: Thank you.

11 Members, by record vote it's unanimous that
12 Tony Hall serve as second vice chair of VTRAC.

13 Congratulations, Member Hall. Look forward to
14 working with you.

15 The next agenda item is agenda item 2.E.
16 Recommendations of the advisory committee for presentation
17 to the board.

18 Members, our rules on advisory committees
19 allows for the committee to make recommendations to the
20 board and to the department. The recommendations must be
21 in writing, including any necessary supporting materials.

22 The presiding officer of VTRAC, or the presiding
23 officer's designee, may appear before our board to present
24 the committee's advice and recommendations.

25 In addition, VTRAC can provide advice and

1 recommendations to our executive director, Daniel Avitia,
2 as necessary. Our board will consider VTRAC's written
3 recommendations and reports that you submit.

4 When VTRAC comes up with its recommendations at
5 our next meeting -- and that will be, just so everybody
6 can look at their calendars, February 22 -- VTRAC can
7 decide that it will attend the board meeting and make a
8 presentation in addition to submitting written
9 recommendations. They can determine how it will submit
10 the recommendations to the board.

11 I wanted to introduce these options at this
12 meeting to give you the opportunity to discuss or ask
13 questions if you have any and the time to think about it
14 before the next advisory committee meeting. Any questions
15 of the members at this time?

16 (No response.)

17 MR. RICHARDS: Okay, members, we're going to
18 move on to agenda item 2.F. Implementation plan for
19 advisory committee recommendations.

20 What you're being charged with has been
21 mentioned twice, I guess, thus far during this meeting,
22 looking at any necessary amendments to implement House
23 Bill 718, which pertains to the metal license plate bill,
24 and/or House Bill 3297, which pertains to the vehicle
25 inspection safety program. Both of those bills came out

1 of the 88th session and were signed by the governor. And
2 secondly, for a rule review involving 43 Texas
3 Administrative Code, Chapter 217, pertaining to Vehicle
4 Titles and Registration.

5 Just as a matter or primer regarding the rule
6 review first; agencies are charged with reviewing their
7 existing rules every four years, and then every four years
8 thereafter. The focus by the agency is whether we should
9 readopt with amendments or repeal a rule as a result of
10 reviewing the rule under this particular section. And
11 again, as I mentioned, that is Section 2001.039 of the
12 Texas Government Code. Finally, a state agency's review
13 of a rule must include an assessment of whether the
14 reasons for initially adopting the rule continue to exist.

15 What we have done in the past with other
16 advisory committees is provide you -- which is what we'll
17 do here -- with copies, I guess electronic copies we'll
18 send of 217. The agency has been reviewing Chapter 217
19 for any necessary edits over the last several months, and
20 will continue to do so, but we're asking this advisory
21 committee to also provide us with input through your
22 review.

23 The next meeting we'll be talking more
24 substantively about not only 217, but also any potential
25 amendments that need to be implemented to House Bills 718

1 and 3297. Basically what you're looking at -- for those
2 of you who haven't dealt with this, real quickly there are
3 12 subchapters in Chapter 217. One, obviously -- or two,
4 obviously, Motor Vehicle Titles and Registration,
5 Registration and Titling Systems, Non-Repairable and
6 Salvage Motor Vehicles, Title Liens and Claims, Motor
7 Vehicle Records, Inspections, Deputies, Processing and
8 Handling Fees, Performance Quality Recognition Program,
9 and finally, the last two, Electronic Signatures, and
10 Assembled Vehicles. So those are the subchapters you'll
11 be looking at, those that have changes.

12 We'll give you an edited version, edited in the
13 sense that our staff has looked at them already. Some of
14 you may have been on another advisory committee so you're
15 familiar with this.

16 Same thing will go with House Bill 718 and
17 House Bill 3297. Our staff has looked at both of those
18 bills and looked at potential amendments that the staff
19 feels might be in order, so you'll be made aware of that,
20 it's my understanding. So far, Chapter 215, which is the
21 Motor Vehicle Distribution or Motor Vehicle Dealer
22 chapter, is one for 718. And then 217, which is the
23 Vehicle Titles and Registration Chapter that we're going
24 to give you as well, is going to be impacted by House Bill
25 718.

1 Finally, 3297 -- thus far we've identified
2 Chapter 217 and Chapter 219 as potential chapters that
3 might be impacted by House Bill 3297.

4 So again, we'll give you -- Mr. Hall, you
5 asked -- more than two days notice to review all of these.

6 Today is the 10th of January, I'm not sure when we'll get
7 them out, I'm sure it's sooner than later.

8 Do you have an idea, Laura? Not sure?

9 (No audible response.)

10 MR. RICHARDS: You'll have plenty of time to
11 look at House Bill 718 and 3297, as well as 217, and then
12 our next meeting come back and we'll discuss any of your
13 suggested edits, changes, repeals, adoptions, should we
14 keep something, should we get rid of something, any
15 suggested language. And that will happen on February 22,
16 and I assume we'll be here and it will be a virtual call
17 as well.

18 Let me move back to my agenda. Does anybody
19 have any questions about that before I move on?

20 MR. LUEDECKE: Member Luedecke.

21 MR. RICHARDS: Member Luedecke.

22 MR. LUEDECKE: Member Luedecke.

23 My question is how far in advance are we going
24 to get the new rules that we're going to be reviewing on
25 February 22. I don't want to get them the same day and

1 have to make a decision on those rules.

2 MR. RICHARDS: I'll defer to my boss. How long
3 do you think?

4 MS. MORIATY: This is Laura Moriaty, general
5 counsel.

6 I'm hoping we get them to you -- in my dreams
7 we get them to you weeks in advance, but I dedicate that
8 we will get you at least a week. Last time we only
9 managed to get three days, so we're going to do better
10 than that. But hopefully you'll have at least a week to
11 review these.

12 Because they are across several chapters, it
13 will take a little bit of work. We're working on it and
14 we're going to do better than we did last time.

15 MR. LUEDECKE: Thank you.

16 MR. RICHARDS: Any other questions, members?

17 (No response.)

18 MR. RICHARDS: Hearing none -- I'm sorry. Go
19 ahead, Member French.

20 MS. FRENCH: Once we have the information from
21 the staff and we have the chance to be able to review them
22 and then also come back together and talk about these
23 things, at what point will these recommendations be made
24 to the DMV Board? And then also at what point do we get
25 any feedback from the DMV Board based on the

1 recommendations that we provided?

2 Thank you.

3 MR. RICHARDS: So our meeting is in June,
4 correct, June 2024 in which the recommendations of this
5 advisory committee will be presented to the board. I'm
6 not sure as to the exact date, but June of 2024.

7 Does that answer your question?

8 MS. FRENCH: Yes. Thank you very much.

9 MR. RICHARDS: You're very welcome. Thanks for
10 asking.

11 Any other questions?

12 (No response.)

13 MR. RICHARDS: All right. Hearing none,
14 Tameka, do we have any public comment?

15 (No response.)

16 MR. RICHARDS: Okay. Members, that's agenda
17 item number 3, public comment. We have none to entertain
18 today.

19 The next agenda item is agenda item number 4,
20 which is adjournment. Unless there's any further
21 business, I'd like to entertain a motion to adjourn.

22 MR. ROBERTI: Motion to adjourn.

23 MR. RICHARDS: Motion to adjourn. Is there a
24 second?

25 MR. FONTENOT: Second.

1 MR. RICHARDS: We have a second to the motion
2 to adjourn. All those in favor.

3 (A chorus of ayes.)

4 MR. RICHARDS: I think it's unanimous.

5 Thank you very much, members. I'm looking
6 forward to working with y'all in the coming months. Thank
7 you so much.

8 The meeting is adjourned.

9 (Whereupon, at 1:47 p.m., the meeting was
10 adjourned.)

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C E R T I F I C A T E

MEETING OF: TxDMV Vehicle Titles and Registration
Advisory Committee

LOCATION: Via Webex

DATE: January 10, 2024

I do hereby certify that the foregoing pages,
numbers 1 through 41, inclusive, are the true, accurate,
and complete transcript prepared from the verbal recording
made by electronic recording by Nancy H. King before the
Texas Department of Motor Vehicles.

DATE: January 17, 2024

/s/ Nancy H. King
(Transcriber)

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