

TEXAS DEPARTMENT OF MOTOR VEHICLES

HOUSEHOLD GOODS RULES ADVISORY COMMITTEE

MEETING

9:00 a.m.
Tuesday,
February 27, 2024

Lone Star Room
Building 1
4000 Jackson Avenue
Austin, Texas

and

via Webex conference call

COMMITTEE MEMBERS:

BILL R. ANDIS (absent)
RODNEY BAUMGARTNER
TUCKER BRISCOE
DOROTHY BROOKS
JOANNE CISNEROS (absent)
ALEXIS CROCKETT
CHELSEA ELLIS
CHRISTIAN HERTZBERG
TRACI McCULLAH
DANA CLARK MOORE
CHRISTOPHER MOUCKA
CHRISTOPHER VINSON

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 morning. My name is David
3 Richards, and I'm pleased to open the first meeting of the
4 Household Goods Rules Advisory Committee. I'm the
5 Associate General Counsel of the Texas Department of Motor
6 Vehicles.

7 For ease of reference, I will refer to this
8 Advisory Committee as HGRAC, which is an acronym for this
9 Committee. It is now 9:02 a.m., and I am calling the
10 HGRAC meeting for February 27, 2024, to order. I want to
11 note for the record that the public notice of this
12 meeting, containing all items on the agenda, was filed
13 with the Office of the Secretary of State on February 16,
14 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 One, Lone Star Conference Room, Austin, Texas,
20 78731, or they may attend this meeting by calling the toll
21 free number, which was posted in our agenda. We have --
22 let's see, two members in person, with the rest -- the
23 majority of this quorum that are participating remotely.

24 At this time, will all attendees please mute
25 your phone for the entire duration of this meeting. I am

1 asking our meeting host to make sure all participants'
2 phones are muted, except for Advisory Committee members
3 and those who are presenting. Callers will be removed for
4 any disruption, including background noise.

5 I would like to remind all participants that
6 this is a telephone conference call. Because this meeting
7 is being held by conference call, there are a few things
8 that will assist in making the meeting run smoother and
9 assist our court reporter in obtaining an accurate record.

10 First, please identify yourself before
11 speaking. Second, speak clearly. Remember that there may
12 be a slight delay, due to the conference call format. So
13 please wait a little bit longer than usual before
14 responding to participants.

15 Do not speak over others. Please ask the
16 presiding officer to proceed, and make sure you get
17 recognized before speaking.

18 Finally, for members who are participating in
19 the room, please remember to press the button on your
20 microphone to unmute before speaking. Then press the same
21 button to mute the microphone again, after speaking.

22 At this time, I would like to also thank our
23 court reporter who is transcribing this meeting. To make
24 sure that we have an accurate record in the recording of
25 this meeting, it is very important that Advisory Committee

1 members and anyone presenting today identify themselves
2 before speaking and speak clearly and slowly.

3 If you wish to address the Advisory Committee,
4 or speak on an agenda item during today's meeting, please
5 complete a speaker sheet at the registration table, prior
6 to the agenda item being taken up by the Committee. Or
7 send an email to GCO_general@txdmv.gov to register, by
8 providing the required information prior to the agenda
9 item being taken up by the Advisory Committee. Please
10 identify the specific item you are interested in
11 commenting on, your name and address, and whether you are
12 representing anyone or just speaking for yourself.

13 If your comment does not pertain to a specific
14 Agenda Item, we will take your comment during the general
15 public comment portion of this meeting. When addressing
16 the Advisory Committee, please state your name and
17 affiliation for the record.

18 Okay. Before beginning today, I would like to
19 remind all presenters and those in attendance of the rules
20 of conduct at our Advisory Committee meetings. In the
21 Department's rules, the Presiding Officer is given
22 authority to supervise the conduct of meetings. This
23 includes the authority to determine when a speaker is
24 being disruptive of the meeting, or is otherwise violating
25 the timing or presentation rules I just discussed.

1 Disruptive speakers will be muted, given a warning about
2 disruptive behavior, then removed from the meeting for any
3 continued disruption.

4 Advisory Committee members, if you become
5 disconnected from the call, please rejoin as soon as
6 possible. If you encounter technical difficulties, please
7 reach out to our technical support team here at DMV.
8 First, Jeff Templeton, jeff.templeton@txdmv.gov, or Zach
9 Warden, zach.warden@txdmv.gov.

10 Members, now I would like to move on to roll
11 call of the Advisory Committee members. Please respond
12 verbally when I call your name, and please indicate if you
13 are present.

14 Member Andis.

15 (No response.)

16 MR. RICHARDS: Member Andis.

17 (No response.)

18 MR. RICHARDS: Member Baumgartner.

19 MR. BAUMGARTNER: Present.

20 MR. RICHARDS: Member Briscoe.

21 MR. BRISCOE: Here.

22 MR. RICHARDS: Member Brooks.

23 MS. BROOKS: Present.

24 MR. RICHARDS: Thank you, Member Brooks.

25 Member Cisneros.

1 (No response.)
2 MR. RICHARDS: Member Cisneros.
3 (No response.)
4 MR. RICHARDS: Member Crockett.
5 MR. CROCKETT: Here.
6 MR. RICHARDS: Member Ellis.
7 MS. ELLIS: Present.
8 MR. RICHARDS: Member Hertzberg.
9 MR. HERTZBERG: Present.
10 MR. RICHARDS: Thank you, Member Hertzberg.
11 Member McCullah.
12 (No response.)
13 MR. RICHARDS: Member McCullah.
14 (No response.)
15 MR. RICHARDS: Member Moore.
16 MR. MOORE: Present.
17 MR. RICHARDS: Thank you. Member -- and
18 forgive me if I mispronounce your name. Member Moucka.
19 MR. MOUCKA: Moucka. Yes, sir. Present.
20 MR. RICHARDS: I am sorry. Thank you.
21 And Member Vinson.
22 MR. VINSON: Present.
23 MR. RICHARDS: Thank you.
24 Members, we have a quorum. Thank you very
25 much.

1 We are going to move on in the agenda to Item
2 1B, which is welcoming remarks and introduction of
3 Advisory Committee members. And at this time, I will turn
4 the meeting over to the TxDMV Executive Director, Daniel
5 Avitia.

6 Dan.

7 MR. AVITIA: Thank you, David.

8 Good morning, everyone, and welcome. My name
9 is Daniel Avitia, and I have the pleasure of serving as
10 the Department's Executive Director. Thank you again for
11 taking the time today to be a part of this introductory
12 Advisory Committee meeting.

13 Before we continue with the introductions on
14 the agenda, I want to provide you with some background
15 information on this particular advisory committee. To
16 begin with, Transportation Code 643.155 requires the
17 Department to appoint an advisory committee to review
18 rules that protect consumers of household good motor
19 carriers.

20 This Advisory Committee makes recommendations
21 to the Department and the Board on modernizing and
22 streamlining these rules. The statute requires that the
23 Advisory Committee must be made up of representatives from
24 motor carriers representing household goods using small,
25 medium, and large equipment; the public; and the TxDMV

1 staff.

2 Some of you may recall that the Customer
3 Service and Protection Advisory Committee was previously
4 charged with performing this work. In October of '23, the
5 TxDMV Board adopted rules to create a standalone advisory
6 committee known as the Household Goods Advisory Committee.

7 The focus of this Advisory Committee is to advise the
8 Board and the Department on rules regulating motor
9 carriers transporting household goods.

10 We always welcome your input, your honesty, and
11 your ideas. I cannot express to you enough how much I
12 appreciate all of your time and all of your effort as we
13 move forward through this process. Please note that our
14 staff and I are here to help with whatever information you
15 need, whatever we can make available to you.

16 So once again, I appreciate you being here. I
17 appreciate those of you watching. And I notice one of you
18 is driving. Be very safe.

19 And I appreciate the time and commitment that
20 you have put forward to help the TxDMV move forward
21 through these processes. Thank you once again.

22 David, back to you, sir.

23 MR. RICHARDS: Thank you, Executive Director
24 Avitia, for your comments and welcoming remarks.

25 Members, we are going to move on in the agenda

1 to Agenda Item 2A, purpose, general information, and scope
2 of the Advisory Committee.

3 The purpose of HGRAC is to make recommendations
4 to the Texas Department of Motor Vehicles and our Board on
5 modernizing and streamlining certain rules regarding
6 protections for consumers using the service of motor
7 carriers who are transporting household goods for
8 compensation. No other topics will be discussed by this
9 Committee at this time.

10 Excuse me one second. The Committee provides
11 advice, and recommendations only as requested by the Texas
12 Department of Motor Vehicles or our Board.

13 I would like to congratulate each of you on
14 your appointment to this Committee by the Board and thank
15 you again for volunteering your valuable time to assist
16 the Department and the Board by serving on this Committee.

17 As appointed members of this Committee, you are subject
18 to both the Open Meetings Act and the Public Information
19 Act. First, let me just go over the Open Meetings
20 Act for you, some provisions. The Open Meetings Act
21 provides that all public business shall be performed in
22 public view. That means that any discussions you have
23 regarding the work you perform with this Committee must be
24 done in a properly scheduled and posted open meeting.

25 Members of this Committee can violate state law

1 by having a series of discussions on policy issues outside
2 of these Advisory Committees with other members. That is
3 referred to as a walking quorum.

4 It is important that you refrain from
5 discussing Advisory Committee matters with other members
6 outside of the scheduled and posted meetings. This
7 includes avoiding meeting with other members outside of
8 the properly posted open meeting, not calling other
9 members on the phone to discuss Advisory Committee
10 matters, not using social media to discuss matters that
11 are before the Advisory Committee.

12 Discussion with other members, even if less
13 than a quorum, outside a properly posted open meeting for
14 the purpose of secret deliberations can violate the Texas
15 Open Meetings Act, which also carries with it criminal
16 penalties. In addition, information exchanged in your
17 role as an Advisory Committee member can be subject to
18 public disclosure, even if that information is on your
19 private email, or cell phone.

20 This is because as Advisory Committee members,
21 information you have regarding matters brought before the
22 Advisory Committee may also subject you to open records
23 laws. Please be aware that any communication that you
24 have regarding this Committee may be required to be
25 disclosed in response to an open records request made by

1 the public.

2 Finally, in order to ensure the Advisory
3 Committee meetings run smoothly, Advisory Committees elect
4 a Presiding Officer, which is what we will do here,
5 shortly. Presiding Officer is in charge of making sure
6 Roberts Rules of Order are followed to keep the decorum of
7 the meeting.

8 Presiding Officer will open the meeting, much
9 as I did today, and ensure that a quorum of members are
10 present. Presiding Officer makes sure that members make a
11 motion and second the motion before voting, and make sure
12 that no one member has the floor longer than other members
13 who wish to speak or provide input.

14 We will be happy to provide some overview
15 training on the mechanics of Roberts Rules of Order to
16 anyone wanting to volunteer to be Presiding Officer of
17 this Committee, and ensure that it runs efficiently, in
18 carrying out its purpose.

19 Some examples of Roberts Rules of Order are as
20 follows. No member can speak twice to the same issue
21 until everyone else wishing to speak on it has spoken on
22 it once. All remarks by members must be directed to the
23 Presiding Officer prior to speaking.

24 As a member, you obtain the floor by raising
25 your hand or asking the Presiding Officer for the floor or

1 the right to speak on a matter, only when the person
2 speaking is finished.

3 And finally, it is important not to interrupt
4 others, and to share the right to speak with all members.

5 Remarks must be courteous. And members must avoid
6 referring to viewpoints by alluding to other members by
7 name, or by suggesting motives.

8 As an Advisory Committee member, expect the
9 Presiding Officer to protect your right to speak, even if
10 it turns out that you are a minority of one in your
11 opinion. Presiding Officer helps to ensure that other
12 members hear you out and allow you the same time as
13 everyone else on the Committee. This encourages members
14 to give your fellow members their rightful turn to speak.

15
16 Listen to them. You may hear something that
17 affects the way you think, as well.

18 Lastly, we are recording this meeting. So
19 before you speak, please state your name clearly so we
20 have a record of what each person has said.

21 Any questions at this point, before I move on?

22 (No response.)

23 MR. RICHARDS: Hearing none, I will move on to
24 Agenda Item 2B, nominations and selection of Advisory
25 Committee Presiding Officer. Members, Texas law requires

1 the Advisory Committee to select a presiding officer from
2 its members. Presiding Officer will preside over the
3 Advisory Committee and report to the TxDMV and our Board.

4

5 Let's have each member, as an introduction,
6 introduce themselves, provide some information on your
7 background, and say for the record whether or not you
8 would be interested in serving as the Presiding Officer of
9 HGRAC.

10 So to that end, let's start with the roll call
11 here again.

12 Member Andis, are you with us?

13 (No response.)

14 MR. RICHARDS: Member Andis.

15 (No response.)

16 MR. RICHARDS: Okay. Next, Member Baumgartner.

17 Please tell us about yourself and whether you are
18 interested in serving as Presiding Officer.

19 MR. BAUMGARTNER: Good morning everyone. My
20 name is Rodney Baumgartner. I am with the Federal Motor
21 Carrier Safety Administration as the state programs
22 manager for the State of Texas. I have been in this
23 position for -- I will start again. I thought it was
24 working.

25 Good morning, everyone. My name is Rodney

1 Baumgartner. I am with the Federal Motor Carrier Safety
2 Administration, state programs manager for the Texas
3 Division. Been doing this for 22 years.

4 And I would not be interested in being the
5 Presiding Officer. Thank you.

6 MR. RICHARDS: Thank you, Member Baumgartner.
7 Member Briscoe.

8 MR. BRISCOE: Good morning, everybody.

9 MR. RICHARDS: Good morning.

10 MR. BRISCOE: So I have been the Vice President
11 of Operations for Willis Permian Movers, now Texas Moving,
12 for the last eleven years. Prior to that, I worked for JB
13 Hunt, doing national account work for them. I would be
14 happy to serve in whatever capacity that I can.

15 MR. RICHARDS: Okay. So that is a possibility,
16 yes?

17 MR. BRISCOE: Yes.

18 MR. RICHARDS: Okay. Thank you, Member
19 Briscoe.

20 Member Brooks.

21 MS. BROOKS: Dorothy Brooks. I am a consultant
22 for Southwest Movers Association, after having been a
23 full-time staff member there over 20 years. I am not
24 interested in serving as the Presiding Officer.

25 MR. RICHARDS: Thank you, Member Brooks.

1 Next, Member Cisneros, are you on the call?

2 (No response.)

3 MR. RICHARDS: Okay. Member Crockett.

4 MR. CROCKETT: This is Crockett. I am with the
5 Garland Police Department. I have 32 years of service.

6 And I am a traffic officer/commercial vehicle
7 enforcement officer. And I have been doing it since 2009.

8 I am not interested in serving as a Board member
9 President.

10 MR. RICHARDS: Thank you, Member Crockett, and
11 thank you for your service, as well.

12 Member Ellis.

13 MS. ELLIS: Yes, hi. Chelsea Ellis. I
14 currently serve as the Vice President of customer
15 development for BBB, serving the Heart of Texas. I have
16 been with the organization for over 15 years.

17 And a majority of my experience and expertise
18 falls in serving not only the business community, but also
19 consumers in our 105 county service area. So familiar
20 with the moving industry, as well as the issues that face
21 some consumers in that industry. So I look forward to
22 being of support. And I am not interested in the
23 Presiding Officer opportunity.

24 MR. RICHARDS: Great. Thank you, Member Ellis.
25 Member Hertzberg.

1 MR. HERTZBERG: Good morning. I am Christian
2 Hertzberg. I am a twelve-year State of Texas employee and
3 a four-year employee of the Texas DMV. I don't want to
4 see this Committee overly weighted with opinions from
5 inside this Agency, so I would like to defer that
6 opportunity.

7 MR. RICHARDS: Thank you, Member Hertzberg.
8 Member McCullah, have you joined the call?
9 (No response.)

10 MR. RICHARDS: Member McCullah?
11 (No response.)

12 MR. RICHARDS: Member Moore?

13 MR. MOORE: Good morning. Dana Moore. I am
14 the Vice President of Policy and Governmental Relations
15 for both the Texas Trucking Association and the Southwest
16 Movers Association.

17 Retired from the Texas Department of Public
18 Safety, where I retired after 37 years as a Sergeant in
19 the Commercial Vehicle Enforcement Training Unit, where I
20 instructed commercial vehicle laws, regulations, DOT
21 regulations, including household enforcement. I am
22 already Presiding Officer on another DMV committee, so I
23 would prefer not to be, at least not the Presiding Officer
24 on this committee.

25 MR. RICHARDS: So can I count that as a maybe?

1 MR. MOORE: Well, maybe down the line. Not the
2 Chairman, if I put it that way.

3 MR. RICHARDS: Is that down the line in this
4 agenda, or down the line?

5 MR. MOORE: Down the line.

6 MR. RICHARDS: Okay. And we do have two
7 others, other than Presiding Officer.

8 Member Moucka.

9 MR. MOUCKA: Yes, good morning. Chris Moucka
10 with IMS Relocation. I am President and have been in the
11 business now -- we just celebrated our 30th year.

12 I look forward to working with everyone on the
13 Committee and am willing to be the Presiding Officer.

14 MR. RICHARDS: You are willing? Okay. Thank
15 you.

16 MR. MOUCKA: Yes.

17 MR. RICHARDS: Thank you, sir.

18 And lastly, Member Vinson.

19 MR. VINSON: Good morning. Christopher Vinson
20 with the Midlothian Police Department. I have 21 years as
21 a police officer, about twelve of that specialized in
22 commercial enforcement. I would not be interested in the
23 Presiding Officer position.

24 MR. RICHARDS: Thank you, Member Vinson, and
25 for your service, as well.

1 Members, HGRAC will use Roberts Rules of Order
2 when conducting its meetings, as stated previously. To
3 take any action, you must first raise your hand or ask the
4 Presiding Officer, which is me at the moment, for the
5 right to speak on a matter. Once the Presiding Officer
6 grants you the floor, i.e., the right to speak, you must
7 make a motion, and another person must second that motion.

8 To make a motion to name someone to be the
9 Presiding Officer, the motion could be, for example, I
10 make a motion to name John Smith or Mary Smith to be the
11 HGRAC Presiding Officer. You can even make a motion to
12 name yourself as the Presiding Officer. So that is an
13 option.

14 The second motion, a different member on the
15 Committee should say, I second. Or I second that motion.

16 As you know, I am sure, a person can't second their own
17 motion.

18 So at this time, does anyone want to make a
19 motion to name one of the members to serve as HGRAC
20 Presiding Officer?

21 MR. BRISCOE: Chairman, excuse me. McCullah is
22 on the call, but I believe she is muted.

23 MR. MOORE: This is Member Moore. I'd like to
24 make a nomination.

25 MR. RICHARDS: I am sorry. Say it again?

1 MR. MOORE: This is Member Moore. I would like
2 to make a nomination.

3 MR. RICHARDS: Okay. Go ahead, sir.

4 MR. MOORE: I'd like to nominate Member Moucka.
5 I believe he said he was willing to be the Presiding
6 Officer, so I would like to nominate him.

7 MR. RICHARDS: Okay. Member Moore nominates
8 Member Moucka to serve as the HGRAC Presiding Officer.

9 Is there a second to that motion?

10 MR. BRISCOE: I second.

11 MR. RICHARDS: And you are who?

12 MR. BRISCOE: Briscoe.

13 MR. RICHARDS: Briscoe. Okay. Member Briscoe
14 provides a second.

15 Members, is there any further discussion on
16 this motion and second?

17 (No response.)

18 MR. RICHARDS: Hearing none, I am going to go
19 ahead and call for the vote. When I call your name,
20 members, state whether you vote to name Member Moucka as
21 Presiding Officer by stating your name, and then saying
22 yes or no. I think Member Andis is not on the call.

23 Member Baumgartner.

24 MR. BAUMGARTNER: Yes. Ron Baumgartner.

25 MR. RICHARDS: Member Briscoe.

1 MR. BRISCOE: Yes.

2 MR. RICHARDS: Thank you.

3 Member Brooks.

4 MS. BROOKS: Member Brooks votes yes.

5 MR. RICHARDS: Yes. Thank you. Member
6 Cisneros is not with us.

7 Member Crockett.

8 MR. CROCKETT: Crockett votes yes.

9 MR. RICHARDS: Thank you.

10 Member Ellis.

11 MS. ELLIS: Member Ellis, yes.

12 MR. RICHARDS: Thank you.

13 Member Hertzberg.

14 MR. HERTZBERG: Member Hertzberg, yes.

15 MR. RICHARDS: Thank you.

16 And I understand that, Member McCullah, you
17 have joined us. How do you vote?

18 (No response.)

19 VOICE: I'm going to unmute her. She has
20 called in.

21 VOICE: I unmuted her. She should be able --

22 VOICE: She is unmuted.

23 MR. RICHARDS: Okay. Member McCullah, how do
24 you vote?

25 (No response.)

1 MR. RICHARDS: We'll come back to you in just a
2 second.

3 Member Moore.

4 MR. MOORE: Member Moore, yes.

5 MR. RICHARDS: Thank you.

6 Member Moucka.

7 MR. MOUCKA: Member Moucka, yes.

8 MR. RICHARDS: Member Vinson.

9 MR. VINSON: Member Vinson, yes.

10 MR. RICHARDS: Thank you, sir.

11 Member McCullah, coming back to you. How would
12 you vote?

13 (No response.)

14 VOICE: Maybe the member is having microphone
15 difficulties.

16 MS. MORIATY: She's unmuted, but we can't
17 hear --

18 MR. RICHARDS: Okay. Member McCullah, we are
19 going to have to move on. You are unmuted, but we cannot
20 hear you in the meeting.

21 Members, the unanimous vote is for Member
22 Moucka to serve as Presiding Officer of the HGRAC Advisory
23 Committee. Congratulations, Member Moucka.

24 I am going to move on to Agenda Item 2C,
25 nominations and selection of the First Vice Chair.

1 Advisory Committee members, this individual will act as
2 Presiding Officer when the Presiding Officer is not
3 available.

4 Does anyone want to make a motion to name
5 someone to be First Vice Chair? And please state your
6 name for the record when you make your motion.

7 MR. BAUMGARTNER: [inaudible] to be the
8 presiding officer?

9 MS. MORIATY: Briscoe and --

10 MR. RICHARDS: Sure. We can do that. I think
11 we have stated that Member Moore was a maybe, and Member
12 Briscoe was a yes to serve as an officer.

13 So, Members, take that in mind. And if I could
14 receive a motion, that would be great. Moore and Briscoe.

15 MR. BAUMGARTNER: Member Baumgartner
16 nominates --

17 MR. RICHARDS: Okay, Member Baumgartner. And
18 who is your, what is your motion?

19 MR. BAUMGARTNER: I nominate or motion Member
20 Briscoe.

21 MR. RICHARDS: Briscoe. Okay. Member
22 Baumgartner nominates Member Briscoe to serve as First
23 Vice Chair.

24 Is there a second?

25 MR. VINSON: Member Vinson. I will second.

1 MR. RICHARDS: Member Vinson seconds. Any
2 further discussion?

3 (No response.)

4 MR. RICHARDS: Hearing none. I am going to
5 call for the vote. And again, if you are in favor of
6 Member Briscoe serving as First Vice Chair, please say
7 yes. If not, no, when I call your name.

8 Member Baumgartner. I assume, yes?

9 MR. BAUMGARTNER: Yes.

10 MR. RICHARDS: Okay. Member Briscoe.

11 MR. BRISCOE: Yes.

12 MR. RICHARDS: Thank you. Member Brooks.

13 MS. BROOKS: Yes.

14 MR. RICHARDS: Thank you. Member Crockett.

15 MR. CROCKETT: Yes.

16 MR. RICHARDS: Thank you. And Member Ellis.

17 MS. ELLIS: Yes.

18 MR. RICHARDS: Thank you. Member Hertzberg.

19 MR. HERTZBERG: Yes.

20 MR. RICHARDS: How about Member McCullah. Do
21 we have you yet?

22 MS. MORIATY: Hand's up.

23 MR. RICHARDS: Member McCullah, you are raising
24 your hand. Is your mic unmuted?

25 MS. MORIATY: It is unmuted. It is not showing

1 as muted.

2 MR. RICHARDS: We can't hear you still, Member
3 McCullah.

4 MS. MORIATY: I'd suggest that we ask her to
5 raise her hand is she is voting yes, and put it down if
6 she is voting no.

7 MR. RICHARDS: Put it down. Okay. If you vote
8 yes, keep your hand up. Put it down if you vote no.

9 MS. MORIATY: Looks like a yes.

10 MR. RICHARDS: Okay. I am going to take that
11 as a yes, Member McCullah. Thank you.

12 Member Moore.

13 MR. MOORE: Member Moore, yes.

14 MR. RICHARDS: Thank you. Member Moucka.

15 MR. MOUCKA: Yes.

16 MR. RICHARDS: Thank you, sir. Member Vinson.

17 MR. VINSON: Member Vinson. Yes.

18 MR. RICHARDS: Thank you.

19 Again, we have a unanimous vote to make Member
20 Briscoe serve as First Vice Chair. Thank you very much.
21 And congratulations, Member Briscoe.

22 Okay. We have got one more. The lone member
23 who stated that he would be interested is Member Moore.
24 This is for -- to let the membership know.

25 Do I have any motions nominating a Second Vice

1 Chair to the HGRAC?

2 MR. VINSON: Member Vinson. I'd like to
3 nominate Member Moore for the third position.

4 MR. RICHARDS: Member Vinson, thank you very
5 much.

6 Is there a second?

7 MS. ELLIS: Member Ellis. I second.

8 MR. RICHARDS: I am sorry.

9 MS. ELLIS: Member Ellis. I second.

10 MR. RICHARDS: Member Ellis. Thank you, Member
11 Ellis.

12 Members, a motion has been made and seconded to
13 appoint Member Moore as the Second Vice Chair. This
14 person will serve when the Presiding Officer and First
15 Vice Chair are not available.

16 As with the other roll call, I am going to call
17 your name. Say yes, if you are in favor of Member Moore
18 serving as Second Vice Chair to the HGRAC, and no if you
19 do not.

20 Member Baumgartner.

21 MR. BAUMGARTNER: Yes.

22 MR. RICHARDS: Member Baumgartner, yes.

23 Member Briscoe.

24 MR. BRISCOE: (No audible response.)

25 MR. RICHARDS: Member Briscoe, yes.

1 Member Brooks.

2 MS. BROOKS: Yes.

3 MR. RICHARDS: Member Brooks, yes.

4 Member Crockett.

5 MR. CROCKETT: Yes.

6 MR. RICHARDS: Thank you. Member Ellis.

7 MS. ELLIS: Yes.

8 MR. RICHARDS: Member Ellis, yes.

9 Member Hertzberg.

10 MR. HERTZBERG: Yes.

11 MR. RICHARDS: Member Hertzberg, yes.

12 Member McCullah, hand up if you are -- thank

13 you. Yes. It works.

14 Thank you, Member McCullah.

15 MR. RICHARDS: Member Moore.

16 MR. MOORE: Yes.

17 MR. RICHARDS: Thank you, Member Moore.

18 Member Moucka.

19 MR. MOUCKA: Yes.

20 MR. RICHARDS: Thank you, Member Moucka.

21 Member Vinson.

22 MR. VINSON: (No audible response.)

23 MR. RICHARDS: Thank you very much.

24 Again, Members, a unanimous vote in favor of

25 Member Moore serving as Second Vice Chairman of HGRAC.

1 Thank you very much for your votes.

2 At this time, I want to move on to the next
3 agenda item, which is entitled Recommendations of the
4 Advisory Committee for presentation to the Board.

5 Members, our administrative rule on Advisory
6 Committees allows for the Committee to make
7 recommendations to the Board and to the Department. The
8 recommendations must be in writing and include any
9 necessary supporting materials.

10 Presiding Officer of HGRAC or the Presiding
11 Officer's designee may appear before our Board to present
12 the Committee's advice and recommendations. In addition,
13 HGRAC can provide advice and recommendations to our
14 Executive Director, as necessary. Our Board will consider
15 HGRAC's written recommendations and reports that you
16 submit.

17 When HGRAC comes up with its recommendations at
18 our next meeting, HGRAC can decide if it will attend the
19 Board meeting and make a presentation in addition to
20 submitting its written recommendations. It can determine
21 how it will submit its recommendations to our Board.

22 I wanted to introduce these as options at this
23 meeting, to give you an opportunity to discuss or ask
24 questions if you have any, and the time to think about it
25 before our next Advisory Committee meeting. Are there any

1 questions at this time, on this agenda item?

2 (No response.)

3 MR. RICHARDS: Hearing none, I will move on to
4 Agenda Item 2F, future meetings. At the current moment of
5 time, we do not have any future meetings on the HGRAC
6 schedule.

7 In the coming year, the Department plans to
8 review Department's rules at the 43 Texas Administrative
9 Code Chapter 218, regarding motor carriers. The scope of
10 HGRAC's authority only covers certain portions of Chapter
11 218 regarding consumer protection for consumers using the
12 service of a motor carrier, who is transporting household
13 goods for compensation. Regardless of whether the
14 Department proposes amendments to the rules that fall
15 within the scope of HGRAC's authority, the Department will
16 submit certain rules to HGRAC for review, to make
17 recommendations on modernizing and streamlining those
18 rules.

19 When the Department ready to submit certain
20 rules to the HGRAC for review and recommendations, we will
21 reach out to the Advisory Committee members in advance to
22 determine their availability, or your availability for a
23 future meeting.

24 The next agenda item is public comment. Tameka
25 has indicated we have no comments from the public.

1 So, I will move on to Agenda Item 4, which is
2 adjournment. Unless there is any further business, I
3 would like to entertain a motion to adjourn from one of
4 the members. Is there a motion?

5 MR. BAUMGARTNER: Member Baumgartner. I make
6 a motion to adjourn.

7 MR. RICHARDS: Member Baumgartner makes the
8 motion. Is there a second.

9 MR. CROCKETT: Member Crockett. I second.

10 MR. RICHARDS: Member Crockett seconds. Any
11 further discussion?

12 (No response.)

13 MR. RICHARDS: Hearing none. Members, this
14 meeting is adjourned. Thank you very much for your time,
15 and willingness to serve on this Advisory Committee. We
16 look forward to working with each of you in the future.

17 This meeting is adjourned.

18 (Whereupon, at 9:32 a.m., the meeting was
19 adjourned.)

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C E R T I F I C A T E

MEETING OF: TxDMV Household Goods Rules Advisory
Committee

LOCATION: Via Webex

DATE: February 27, 2024

I do hereby certify that the foregoing pages,
numbers 1 through 31, inclusive, are the true, accurate,
and complete transcript prepared from the verbal recording
made by electronic recording by Elizabeth Stoddard before
the Texas Department of Motor Vehicles.

DATE: March 5, 2024

/s/ Carol Bourgeois
(Transcriber)

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