

TEXAS DEPARTMENT OF MOTOR VEHICLES
MOTOR VEHICLE CRIME PREVENTION AUTHORITY
BOARD OF DIRECTORS MEETING

9:00 a.m.
Wednesday,
February 5, 2020

Holiday Inn Midtown
6000 Middle Fiskville Road
Austin, Texas

BOARD MEMBERS:

Tommy Hansen, Chair
Phillip Shay Gause, Member
Ashley Hunter, Member
Armin Mizani, Member (Absent)
Justin Owen, Member
Miguel "Mike" Rodriguez, Member
Katherine "Kit" Whitehill, Member

STAFF:

Bryan Wilson, Director

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. HANSEN: Good morning, everybody. We're
3 going to try to move along this morning because of the
4 weather. I know a lot of y'all are going to have to deal
5 with that on your way home. I'm going to be running away
6 from it, but that's okay.

7 My name is Tommy Hansen. I'm pleased to open
8 the meeting for the Motor Vehicle Crime Prevention
9 Authority. It is 9:00 a.m. I'm now calling the Authority
10 meeting for February 5, 2020 to order. I want to note for
11 the record that public notice of this meeting containing
12 all items on the agenda were timely filed with the Office
13 of the Secretary of State, Monday, January 27, 2020.

14 Before we begin today's meeting, please place
15 all cell phones, any other devices you may have into
16 silent mode, if you would, please.

17 If you wish to address the Authority at today's
18 meeting, please complete a speaker's card. I believe
19 they're on the table. Okay. They're on the end of the
20 table right here.

21 If you wish to speak during today's meeting to
22 comment on an agenda item, fill out a yellow card and
23 identify the agenda item on which you wish to speak. If
24 it's not an agenda item, we will take your comments during
25 the public comment portion of the meeting.

1 I'd like to now have a roll call. Member
2 Hunter?

3 MS. HUNTER: Present.

4 MR. HANSEN: Member Owen?

5 MR. OWEN: Present.

6 MR. HANSEN: Member Gause?

7 MR. GAUSE: Present.

8 MR. HANSEN: Member Rodriguez?

9 MR. RODRIGUEZ: Present.

10 MR. HANSEN: Member Mizani?

11 (No response.)

12 MR. HANSEN: Oh, Mr. Mizani is not present.

13 Ms. Whitehill?

14 MS. WHITEHILL: Present.

15 MR. HANSEN: Okay. And let the record reflect
16 that I, Tommy Hansen, are here and we have a quorum.

17 Item No. 2, introduce our new member, Board
18 member, Ms. Whitehill.

19 MS. WHITEHILL: Yes.

20 MR. HANSEN: Congratulations. Welcome aboard.

21 MS. WHITEHILL: Thank you.

22 MR. HANSEN: If you would like to make a
23 comment, please feel free to do so.

24 MS. WHITEHILL: Yes. I'm very excited to be
25 here. I'm looking forward to working with the Board and

1 the staff and all the grantees, and thank y'all so much
2 for everything that you do.

3 MR. HANSEN: After her first day of training,
4 she was commenting, what was I thinking? But --

5 MS. WHITEHILL: No, no, no.

6 MR. HANSEN: No. She's going to be a great
7 asset to everything here. So -- all right. Moving on
8 here.

9 MR. RODRIGUEZ: Mr. Chairman --

10 MR. HANSEN: I've got to call --

11 MR. RODRIGUEZ: -- yeah, yeah.

12 MR. HANSEN: -- first.

13 MR. RODRIGUEZ: Okay.

14 MR. HANSEN: Okay. I'd like to see if we have
15 approval for a motion for the minutes from the July 11,
16 2019 meeting?

17 MR. RODRIGUEZ: Mr. Chairman, I would like to
18 make a motion to approve the July 11, 2019 meeting
19 transcript as minutes.

20 MR. HANSEN: Is there a second?

21 MR. GAUSE: I second.

22 MR. HANSEN: Member Gause. Motion has been
23 made, first and seconded. Is there any further discussion
24 on that document?

25 (No response.)

1 MR. HANSEN: None. All in favor, say aye.

2 (A chorus of ayes.)

3 MR. HANSEN: Nays?

4 (No response.)

5 MR. HANSEN: None. Motion passes.

6 Okay. Comments from the Chairman and Authority
7 members. First off, on comment, as many of you all know,
8 there's a lot going on concerning our funding. I think
9 there's a lot of positive in the future, and there's been
10 a lot of good work been done by everybody in this room,
11 and particularly at this table here as well.

12 And I would like to continue that. I think
13 we're on the cusp of -- we've got a new name change, a lot
14 of new things happening with us and DMV, and I think we're
15 on a cusp of finally being able to go in the direction
16 that we need to do for the future, to serve law
17 enforcement and the citizens.

18 I'd like to recognize former Board member Ms.
19 Linda Kinney. Linda? Linda was a Board member for
20 11 years. Governor Rick Perry appointed Linda to the
21 ABPTA Board in January 2008 and reappointed her in April
22 2013.

23 Ms. Kinney is from Dripping Springs, Texas, a
24 retired State of Texas employee. Linda was employed with
25 the Texas Employment Commission, which is now the Texas

1 Workforce Commission. Linda is a former chair of the Hays
2 County Republican Party, and has been involved in
3 county/state politics for many years.

4 Linda is married to Wally Kinney, and they have
5 two grown daughters: Emily, who is an attorney in San
6 Antonio, and Sarah, who is attending graduate school at
7 Fordham University in the state of New York, and I will
8 say, during previous sessions, you always knew where Linda
9 stood when dealing with the Legislature.

10 (Applause.)

11 MR. HANSEN: I'd like to present you with a
12 plaque in appreciation for your service to the people in
13 the state of Texas and your dedication as a member from
14 2008 to 2019 and a thank-you card from everybody.

15 (Applause.)

16 MR. HANSEN: Don't be a stranger with us.

17 MS. KINNEY: I won't. Okay. I'm going to take
18 a moment of personal privilege just to say that I have
19 served on this Board since '08, and it's been a long 11
20 years, but it's been one of the most worthwhile projects
21 I've ever, ever been a part of.

22 What you do is so important. They may have
23 take the theft out of your name now, but there's still
24 some theft going on at the Capitol. You need to get the
25 money that you deserve, and I'm not going to stop working

1 for it.

2 (Applause.)

3 MR. HANSEN: You never -- we always know where
4 she stands.

5 MS. KINNEY: Thank you so much.

6 MR. HANSEN: Thank you, Linda. Thank you very
7 much. Okay. Moving on.

8 During the IAATI Conference held in Scotland
9 this year, Detective Carl Olavesen from Travis County
10 Sheriff's Office, assigned to the Sheriff's Combined
11 Taskforce, was named a recipient of the IAATI Award of
12 Merit.

13 He was not able to attend the conference to
14 receive the award, but we would like to -- recognized for
15 all of his hard work that he does for the citizens of
16 Texas IAATI Award of Merit was created to honor a person,
17 group, department or company for outstanding contributions
18 in the area.

19 So I think it's an honor that one of our folks
20 be honored internationally, worldwide for that. And is he
21 here today?

22 MR. HALE: No, he's not here today.

23 MR. HANSEN: Would you like to speak on his
24 behalf?

25 MR. HALE: Sure.

1 MR. HANSEN: Richard? Thank you, Richard.

2 MR. HALE: You're welcome. Good morning. My
3 name is Richard Hale with Travis County Sheriff's Combined
4 Auto Theft Taskforce. Carl Olavesen is that employee that
5 we all wish we had that never says no. He's always
6 willing to get involved in everything. Really coming from
7 a background of narcotics, he had a very vast experience,
8 obviously, before he came to auto theft. And when he came
9 to auto theft, he just jumped right in, like a lot of us
10 do, and he wanted to know everything and anything he
11 could.

12 He's become our subject matter expert when it
13 comes to writing trackable warrants, writing search
14 warrants, and working with covert track to help design
15 bait vehicles, which we learned from Bryan Sudan. Thank
16 you very much.

17 And so all in all, I just want to say that a
18 guy like this that comes across your supervision at some
19 point in time -- everyone that works for us, we've been
20 there before. We've worked for somebody -- they deserve
21 accolades when they can get them, and this gentleman
22 certainly did, and we appreciate the award that he got.

23 So thank you.

24 (Applause.)

25 MR. HANSEN: Next, I'd like to recognize

1 Detective Jim Woods from Houston Police Department. Jim
2 was very much involved with TAVTI, IAATI. He was past
3 TAVTI president for many, many, many years. I'm going to
4 speak from the hip, because they've got all this, but I
5 want to speak from the hip with him.

6 Jim was probably one of the most dedicated
7 persons in vehicle crimes. Whenever HPD had something
8 major going that was attached to a vehicle, you saw his
9 beautiful mug on television most of the time, but he
10 fought a long battle with cancer for nine years.

11 But Jim and I -- I had the honor of working
12 with him for many, many, many years. And to tell you the
13 kind of person he was, when one of our other members,
14 unfortunately, Henry Canales, was killed in the line of
15 duty -- he was an auto theft investigator killed in an
16 undercover operation -- Jim knew that we worked together a
17 lot with him, and I remember my phone ringing early, early
18 on a Sunday morning, and it was a nasty day, and I saw it
19 was him, and I thought, you know, for him to be calling me
20 on a Sunday morning, there's nothing good about this.

21 And the first thing he said is, I don't want
22 you to see this on TV, but Henry was killed. And that's
23 just the kind of guy he was. And if you had the blessing
24 to attend his funeral, you would see that there were law
25 enforcement people from all over the country there.

1 And he will be dearly, dearly missed in our
2 world, and thank you, God, for letting us share him. He
3 was a true friend.

4 Okay. Briefing and action items that are
5 coming up here. We're going to number two.

6 This is concerning our MOU with DMV, the Motor
7 Vehicle Crimes Prevention Authority. This is a standard
8 procedure thing that we do, particularly since there's
9 been a name change, and there's another second part of
10 this.

11 So do you want to speak?

12 MR. WILSON: Yeah.

13 MR. HANSEN: Yeah.

14 MR. WILSON: Yeah. Thank you. The memorandum
15 of -- this is Bryan Wilson, for the record.

16 The memorandum of understanding is a document
17 that kind of lays out the points of the statute that's
18 required under the statute between the Texas DMV and the
19 MVCPA.

20 The -- this MOU that we'll be talking about
21 today has another part that is called a delegation order,
22 because the statute requires that the MVCPA adopt
23 policies, and then you need somebody to carry out those
24 policies. So that will be a delegation to me, to make
25 sure that when you adopt a policy -- just an example, you

1 set up a process for notifying TDI once somebody doesn't
2 fail or -- when somebody fails to pay or file the
3 insurance.

4 So you all can't come together, you know, every
5 few weeks and do that, so you adopted a policy on how this
6 is done. I will collect the evidence and provide it to
7 the TDI to see if they'll -- because the statute requires
8 you to notify TDI if somebody doesn't pay, and so that's
9 just one example.

10 There's other examples that we have, and I'll
11 make sure that there's a written record of each one of
12 those, and what the source of it is. David Richards and I
13 will make sure that those are maintained and that they're
14 followed each time.

15 So this MOU -- the front part is just about the
16 statutory relationship between the policy of the MVCPA and
17 the management procedures or management of the agency,
18 because the way that the Legislature structured it is that
19 it's administratively attached to Texas DMV.

20 So I know that there are people here to speak
21 on this issue today, Mr. Chairman, and so I'll turn it
22 back over to you with that explanation. If Mr. Richards
23 has anything else to add, then he can do so.

24 MR. HANSEN: Yeah. Do you have anything --

25 MR. WILSON: No.

1 MR. HANSEN: -- after I call Mr. Treviño?

2 MR. WILSON: No. You're okay.

3 MR. HANSEN: I'm very honored this morning,
4 guys. We have Mr. Memo Treviño; he is the new Board Chair
5 for DMV. We've already had some contact and
6 communications in meeting with him. It's a bright light
7 to see his willingness for us to exchange and work a lot
8 closer together between our group and DMV.

9 And of course, Ms. Brewster, the executive
10 director for DMV, is here. But I'd like to invite Mr.
11 Treviño to come up and say a word.

12 MR. TREVIÑO: For the record, my name is Memo
13 Treviño. I am the Chair of the Board of the Texas
14 Department of Motor Vehicles.

15 Chairman Hansen, thank you for the opportunity
16 to appear before this Committee and you and this
17 Committee.

18 And I wanted to let y'all know how much I
19 support this MOU, but more importantly, how much I support
20 the work that you do. To be quite honest with you, I
21 wasn't aware of the work that you did until you came down
22 and Bryan took us over to Chief Rodriguez's shop. And it
23 really brought home the importance of the work that you do
24 and what it means to the state of Texas.

25 And I just wanted to be here to let you know

1 how important we think this work is. I'd also like to
2 recognize the newest member of our Board, Sheriff Joel
3 Richardson. He's replacing Sheriff Gary Painter. So
4 number one, I'd like to welcome him to the Board.

5 So you do have good representation from law
6 enforcement. And we had excellent -- he's got big shoes
7 to fill --

8 MR. HANSEN: Yeah.

9 MR. TREVIÑO: -- big boots to fill after
10 Sheriff Painter, and I would like to remember him in front
11 of this group, and all the work that he did for the
12 citizens of the state of Texas. So --

13 MR. HANSEN: Welcome, Sheriff. Thank you.
14 Yeah, Sheriff Painter was involved with vehicles crimes
15 way back for many, many years, and he was a loyal
16 supporter for our group and TAVTI as well.

17 MR. TREVIÑO: Well, please let me what I can do
18 for you in the future. If I can answer any questions,
19 please let me know.

20 MR. HANSEN: Thank you. It's an honor to be
21 here. FYI to everybody: We're going to be attending
22 their meeting tomorrow and hopefully it's going to become
23 a regular occurrence to have a lot more exchange of
24 information with your group. So thank you --

25 MR. TREVIÑO: I look forward --

1 MR. HANSEN: -- very, very much.

2 MR. TREVIÑO: -- to welcoming you tomorrow.

3 MR. HANSEN: Thank you.

4 (Applause.)

5 MR. HANSEN: As Mr. Wilson said, we've got the
6 MOU and the delegated authority thing. They're listed
7 similar together on the agenda, but we're going to split
8 and do a separate vote on these separately because, in a
9 roundabout way, they are separate items.

10 So do we have any motions?

11 MR. RODRIGUEZ: Mr. Chairman, I would like to
12 make a motion to approve the memorandum of understanding
13 between the MVCPA and the Texas Department of Motor
14 Vehicles, as displayed on page 15 through 17 of the ABTPA
15 Authority meeting book.

16 MR. HANSEN: Is there a second?

17 MS. HUNTER: Second.

18 MR. HANSEN: Ms. Hunter. A motion has been
19 made and seconded. Is there any further discussion?

20 (No response.)

21 MR. HANSEN: Hearing none, well, I'll call for
22 a vote. All those in favor of approving the MOU with
23 MVCPA and DMV, as displayed on pages 15 and 16 of the
24 Board book? All in favor?

25 (A chorus of ayes.)

1 MR. HANSEN: All opposed?

2 (No response.)

3 MR. HANSEN: Okay. Good. Motion passes.

4 Mike, do you want to do the second part of this
5 as well?

6 MR. RODRIGUEZ: Mr. Chairman, I would like to
7 make a motion to approve the delegation order from the
8 Authority to the MVCPA director, as displayed on page 18
9 of the Authority meeting book.

10 MR. HANSEN: Is there a second?

11 MS. HUNTER: Second.

12 MR. HANSEN: Ms. Hunter, as well. A motion has
13 been made and seconded. Is there any further discussion?

14 (No response.)

15 MR. HANSEN: Hearing none, I call for a vote.
16 All those in favor of approving the delegation order from
17 the Authority to the MVCPA director, as displayed on page
18 18 of the board book, please signify by raising your right
19 hand.

20 (A show of hands.)

21 MR. HANSEN: All opposed, same sign?

22 (No response.)

23 MR. HANSEN: Motion passes. Thank you very
24 much. Mr. Treviño, again, thank you very much for being
25 here today.

1 Moving right along here, Consider Adoption of
2 Administration Code Title 43, Part 3, Chapter 57 Rules.

3 MR. WILSON: Thank you, Mr. Chairman. This is
4 Bryan Wilson, for the record. I will ask members -- we
5 have kind of a strange set-up today, and so if you don't
6 mind, when you speak, the court reporter can't see our
7 names and doesn't have them memorized, so if you don't
8 mind saying your name as often as possible when you're
9 speaking, I'd appreciate it, just for consideration on the
10 transcripts.

11 The rules were adopted -- or published for
12 comment back on I guess it was the June meeting before --
13 when we did the grant award statements. And this set of
14 rules only dealt with changing the name from ABTPA to
15 Motor Vehicle Crime Prevention Authority.

16 It also dealt with -- there was a funny little
17 thing where it says "definition of motor vehicle" which,
18 after close review, our statute has a definition of motor
19 vehicle, so you can't really adopt a rule that trumps the
20 statute.

21 So what we did was -- what the definition was,
22 was -- motor vehicle insurance was defined as -- we just
23 added the word "insurance." And then the rest of it
24 was -- there was a couple of really tiny clean-ups. So
25 this went out -- you know, was reviewed by the Governor's

1 Office.

2 It was -- went out for public comment. We
3 received one comment, which is listed in your book. But
4 basically it was about the amount of insurance fees that
5 are paid, which is not -- it's not a subject covered by
6 this rule.

7 So with that, and now that we've published it
8 out and received only one comment that we can't
9 reconcile -- you as an Authority can't reconcile that
10 comment -- the staff recommends that you go ahead and do a
11 final adoption on this set of rules.

12 MR. HANSEN: A motion?

13 MR. GAUSE: Mr. Chairman, Shay Gause. I'd like
14 to make a motion to approve the final adoption of Board
15 rules pursuant to 43 TAC Chapter 57, as displayed on
16 pages 19 to 34 of the Authority meeting book.

17 MR. HANSEN: Thank you, Mr. Gause. Is there a
18 second?

19 MR. OWEN: Second.

20 MR. HANSEN: Owen. A motion has been made and
21 seconded. Is there any further discussion on this?

22 (No response.)

23 MR. HANSEN: Okay. Hearing none, I call for a
24 vote. All those in favor of approving the MVCPA rules as
25 displayed on pages 19 through 34 of the Authority meeting

1 book for final adoption, please signify by raising your
2 right hand.

3 (A show of hands.)

4 MR. HANSEN: All opposed, same sign?

5 (No response.)

6 MR. HANSEN: Motion passes.

7 Moving right along to number four. Mr. Wilson?

8 MR. WILSON: Thank you, Mr. Chairman. This is
9 Bryan Wilson. We'll go through several of these items
10 over the next -- part of your statutory obligation is to
11 collect funds from a fee on auto -- all auto insurance
12 policies, based on the motor vehicle years.

13 And then the other part of your statutory duty
14 is that when somebody overpays, that you refund that
15 money, if it's substantiated that they overpaid. So what
16 we'll be presenting here today is just a series -- I think
17 there's, I guess, five, but two of them are together in
18 one motion.

19 So the first one is Electric Insurance Company.
20 They submitted a request that you find on page 38.
21 That -- we've reviewed their material, their supporting
22 documentation, and then their amended returns. It's a
23 small amount of money.

24 The way staff currently handles this is the
25 more -- the higher level of request, the higher level of

1 scrutiny so that we can try to manage our time. We still
2 have this little grant thing going on in the background.
3 So anyway, this -- we've looked at it.

4 We've confirmed the payments that they did make
5 with the Comptroller. And so the staff recommends that we
6 submit a refund of -- ask the Comptroller to provide a
7 refund to Electric Insurance Company in the amount of
8 \$3,328.

9 MR. HANSEN: Before we move forward, I'd like
10 for Mr. Wilson to remind the group out here of, when we
11 have to do a reimbursement, where those funds come from,
12 versus affecting our funds available to you for grants.

13 MR. WILSON: Correct. So the funds are
14 actually deposited into the general fund. Mr. Richards
15 did some research a few years ago, I guess about the time
16 I first started, and so there was a big concern that these
17 funds, when we refunded them, and were coming out of the
18 appropriation, but that's not the case.

19 There is an account established for the deposit
20 of these funds, and then when these funds are refunded, it
21 comes out of the general funds account that's dedicated
22 for the collection of these funds. It's not out of the
23 appropriation to Texas DMV.

24 MR. RICHARDS: Mr. Chairman, if I may, before
25 we take a vote or entertain a motion on this, Ms. Hunter,

1 Mr. Gause, for the record, make your statement?

2 MS. HUNTER: Member Hunter. For the record, I
3 will recuse myself from any deliberation.

4 MR. GAUSE: Member Gause. I recuse myself as
5 well.

6 MR. HANSEN: Thank you. And for everybody's
7 knowledge, because they're both in the insurance industry
8 and these are insurance issues, we handle it that way, so
9 they'll know. So do we have a motion on 4(A)?

10 MR. OWEN: Mr. Chairman, Justin Owen. I'd like
11 to make a motion to approve or deny the insurance refund
12 request of Electric Insurance, as displayed on pages 36
13 through 43 of the Authority meeting book.

14 MR. HANSEN: Okay. Approve or deny?

15 MR. OWEN: Yes.

16 MR. HANSEN: Approve?

17 MR. OWEN: Yes.

18 MR. HANSEN: Okay, okay, okay.

19 MR. OWEN: Approve --

20 MR. HANSEN: Yeah.

21 MR. OWEN: -- the record.

22 MR. HANSEN: Is there a second?

23 MR. RODRIGUEZ: I'll second.

24 MR. HANSEN: Okay. Member Rodriguez. A motion
25 has been made and further seconded. Is there any further

1 discussion concerning this?

2 (No response.)

3 MR. HANSEN: Okay. All those in favor of
4 approving the insurance request refund of Electric
5 Insurance, as displayed on pages 36 through 43 of the
6 Authority meeting book, please signify by raising your
7 right hand.

8 (A show of hands.)

9 MR. HANSEN: All opposed, same sign?

10 (No response.)

11 MR. HANSEN: Motion passes. Bitco?

12 MR. WILSON: Yes, sir. So thank you, Mr.
13 Chairman. This is Bryan Wilson. For -- to draw your
14 attention to page 44, we don't usually do this, but under
15 the circumstances, we felt that they came in as two
16 separate refunds, but because the action staff is
17 recommending that you take, we put them together for
18 expediency purposes.

19 These two insurance companies filed separate
20 claims. We reviewed -- it was a much larger demand for
21 payment, and so we of course -- as I told you earlier,
22 we'd give it greater scrutiny, but also some of the
23 information was inconsistent with other data that we had
24 provided by the Comptroller.

25 So upon review -- I'll draw your attention to

1 page 45. We -- they sent us about 267 pages of
2 documentation of their policy list, and we didn't have
3 time to go through every single transaction, but we did
4 pull -- Dan Price, our CPA, pulled five distinct
5 transactions out of that -- out of those records, and then
6 to give you an example of what we found in their policy
7 distributions, they -- on -- for instance, on top of page
8 45, just one example was they had 187 vehicles that were
9 moved into the -- into their policies or sold policies
10 that represented for 187 vehicles, the expected value at
11 \$2.

12 At the time that this refund request was \$374,
13 and so they only paid \$4.75. So we are not -- we are
14 recommending that we deny this refund request, and -- for
15 this and other reasons, and then move forward. We'll give
16 them notice, and then actually I'll probably have a letter
17 that says we believe that the evidence shows that you owe
18 us additional funds.

19 So staff recommends that we deny this request.

20 MR. HANSEN: Any motion on 4(B)?

21 MR. OWEN: Mr. Chairman, Justin Owen. I'd like
22 to make a motion to deny the insurance refund request of
23 Bitco General Insurance, as displayed on pages 44 through
24 45 of the Authority meeting book.

25 MR. HANSEN: The motion is that we deny

1 payment?

2 MS. WHITEHILL: Yes, sir.

3 MR. HANSEN: Okay. Is there a second?

4 MR. RODRIGUEZ: I'll second.

5 MS. WHITEHILL: Second.

6 MR. HANSEN: Ms. Whitehill? A motion has been
7 made and seconded. Is there any further discussion?

8 (No response.)

9 MR. HANSEN: Hearing none, I call for vote.
10 All those in favor of approving the insurance -- denying
11 the insurance request of Bitco General Insurance as
12 displayed on page 44 and 45 of the Authority meeting book,
13 please raise your right hand.

14 (A show of hands.)

15 MR. HANSEN: All opposed, same action?

16 (No response.)

17 MR. HANSEN: The motion passes. Another Bitco
18 claim, 4(C). Mr. Wilson?

19 MR. WILSON: I'm sorry. We were --

20 MR. RICHARDS: No, just --

21 MR. WILSON: -- supposed to --

22 MR. HANSEN: Okay.

23 MR. RICHARDS: He's already talked about it.

24 MR. WILSON: I did.

25 MR. HANSEN: So you're done with both of these?

1 MR. WILSON: I did the presentations together,
2 but the scripts are separate, so I apologize.

3 MR. HANSEN: So we need to do it again?

4 MR. WILSON: I did -- yeah.

5 MR. RICHARDS: Well, this is --

6 MR. HANSEN: Okay. This is -- because there
7 was two claims from Bitco Insurance Company, under Bitco
8 General and Bitco National, FYI. Is there a motion?

9 MR. RODRIGUEZ: Are we denying both --

10 MR. HANSEN: Yes.

11 MR. RICHARDS: It's what the recommendation
12 was. Yes.

13 MR. RODRIGUEZ: Mr. Chairman, I would like to
14 make a motion to deny the insurance refund request of
15 Bitco National Insurance, as displayed on page 45
16 through -- 44 through 45 of the Authority meeting book.

17 MR. HANSEN: Is there a second?

18 MR. OWEN: Second.

19 MS. WHITEHILL: Second.

20 MR. HANSEN: Ms. Whitehill. A motion has been
21 made and seconded. Is there any further discussion
22 concerning this?

23 (No response.)

24 MR. HANSEN: Hearing none, I call for a vote.
25 All those in favor of denying the insurance refund request

1 of Bitco Insurance -- National Insurance as displayed on
2 pages 44-45 of the Authority meeting book, please signify
3 by raising your right hand.

4 (A show of hands.)

5 MR. HANSEN: All those opposed, same sign.

6 (No response.)

7 MR. HANSEN: The motion passes.

8 4(D), Wilson.

9 MR. WILSON: Thank you. This is Bryan Wilson,
10 for the record. On 4(D), I draw your attention to page
11 46. This is one of those unusual items that -- I mean --
12 so one of the things that -- during the session with House
13 Bill 2424, which was the 85th Session, two sessions ago,
14 there was a bill passed that the ABTPA at the time only
15 had a six-months window to do a refund.

16 And from that time to the beginnings of ABTPA,
17 I -- for the committee, the Senate committee that was
18 examining this, they asked me how many times -- we had
19 done 11 in -- I don't know -- was that 18, 19 years at
20 that time -- no, 20 years.

21 Now we're getting them pretty regularly,
22 because House Bill 2424 extended the window out to four
23 years. Just a little bit of context. So that's why we're
24 getting so many of these. Now, this one came in -- we
25 discussed it with the insurance committee on a

1 teleconference.

2 The problem was -- this one is -- the
3 submission was quite errant, so it came to us from an
4 email that said the people were -- the submitter was at
5 1234 Main Street, Anywhere, Ohio. And because of the
6 nature of the submission and the conflicting data within
7 the document itself, we submitted it to TDI for
8 examination, but our recommendation is that when we get
9 stuff like this, it's just totally irrational or
10 inconsistent, that we shouldn't spend our time going to
11 the merits of the refund request without -- and so what
12 we're recommending that this just be not -- be denied
13 because of the inconsistencies with the submission.

14 MR. HANSEN: Thank you, sir. Motion?

15 MR. RODRIGUEZ: Mr. Chairman, I would make a
16 motion to deny the insurance refund request of Security
17 National Insurance, as displayed on page 46 of the
18 Authority meeting book.

19 MR. HANSEN: Thank you, sir. Is there a
20 second?

21 MR. OWEN: Second.

22 MR. HANSEN: Mr. Owen. A motion has been made
23 and seconded. Is there any further discussion?

24 (No response.)

25 MR. HANSEN: Hearing none, call for a vote.

1 All those in favor of denying the insurance refund request
2 of Security National Insurance as displayed on page 46 of
3 the Authority meeting book, please signify by raising
4 your right hand.

5 (A show of hands.)

6 MR. HANSEN: All those opposed, same sign.

7 (No response.)

8 MR. HANSEN: The motion passes.

9 Mr. Wilson, (E) -- 4(E).

10 MR. WILSON: Okay. So I'm sorry. I did it
11 again. We have a little disconnect between the
12 presentation and the motions. There were two companies
13 that came under the same banner and the same incoherent
14 submissions.

15 The first one that you just did was AmTrust
16 Insurance Company of Kansas. The second one was a
17 parallel company owned by the same, and it's called
18 Security National, so it would be this --

19 MR. HANSEN: The one we just did was the
20 Security National. So --

21 MR. WILSON: Okay. Then --

22 MR. HANSEN: -- we need to do the AmTrust.

23 MR. WILSON: Correct.

24 MR. OWEN: Mr. Chairman?

25 MR. WILSON: Yes, sir?

1 MR. OWEN: Justin Owen. I'd like to make a
2 motion to deny the insurance refund request of AmTrust
3 Insurance Company of Texas, as displayed on page 46 of the
4 Authority meeting book.

5 MR. HANSEN: Is there a second?

6 MS. WHITEHILL: Second.

7 MR. HANSEN: Ms. Whitehill. Thank you. A
8 motion has been made and seconded. Is there any further
9 discussion?

10 (No response.)

11 MR. HANSEN: Hearing none, call for a vote.
12 All those in favor of denying the insurance claim from
13 AmTrust Insurance Company of Texas, as displayed on page
14 46 of the Authority meeting book, please signify by
15 raising your right hand.

16 (A show of hands.)

17 MR. HANSEN: All those opposed?

18 (No response.)

19 MR. HANSEN: Seeing none, motion passes. Thank
20 you.

21 Okay. Consider for adoption MVCPA Strategic
22 Vision.

23 MR. WILSON: This is Bryan Wilson, for the
24 record. Because, as I explained earlier to the Authority,
25 that the -- we're administratively attached to Texas DMV,

1 one of the things that is statutorily of DMV is to submit
2 every -- I believe every two years a strategic plan to the
3 Governor's Office that lays out the vision, the purpose,
4 the activities that the agency is going to engage in.

5 It's usually a five-year strategic plan, but
6 they do it every two years to update it. So we don't --
7 so MVCPA doesn't submit its own plan, but it folds into
8 DMV as a -- so I operate as a division, and my staff and I
9 operate as a division of MVCPA.

10 So the way that we feather that together -- and
11 I don't know that we've ever been this formal about it,
12 but I think it's time to go ahead and have the authority,
13 because I've always turned into something to you guys, and
14 I've shared it. I told you what it was. Hey, I did this.

15 But I think it's better to just kind of start
16 at the top and go down. So for years, we needed a better
17 way to articulate. You know, Mr. Treviño, I really
18 appreciate, because that's the reality of what we find
19 everywhere we go.

20 These guys go out there every day and work so
21 hard, and yet he's like, wow, I didn't even know this was
22 going on in my own backyard. And he was so grateful to
23 see what this other piece was. Right? And so we're kind
24 of trying to -- now that you've got a new name, a little
25 bit different mission, we need to take some time and think

1 about what our mission or our -- here, you have your
2 vision statement, your mission, your philosophy.

3 This folds in as much as -- I mean, literally,
4 at the time I was writing it, I was writing it for us, but
5 I was looking at DMV's and trying to feather them together
6 in everywhere we could. We're not the same. We have a
7 different mission and a statutory purpose, and we're not
8 letting go of what the statutory -- and I think this
9 reflects it.

10 But what I'd like you to do is consider, and
11 hopefully you've had time to read this section. I've
12 called most of you and had discussions to try to look over
13 this. Does this make sense? It's gone through -- like I
14 said, I've tried to feather it with DMV's material.

15 It's gone to the TAVTI Board. It's been sent
16 out very broadly. We've had a teleconference with the
17 TAVTI members. So it's -- done all the stakeholder
18 outreach that I can, but I just need you to consider it.
19 If it makes sense to you, if it's consistent with what you
20 believe that we should be doing, and then ultimately, this
21 should be consistent with our funding strategies, with
22 our -- with what we do in our space.

23 We don't have the whole world, but the space
24 that you've been appointed to -- by the Governor to
25 represent, that you have a clear, agreed-upon vision,

1 mission and philosophy.

2 MR. HANSEN: Before we take a vote, a comment
3 on that is that I want to thank Mr. Wilson for the work on
4 all this. He's coordinated with almost everyone here, but
5 there's been a tremendous, also, increase not only with
6 DMV but a lot more interaction in getting TAVTI -- Lee
7 Garza is the president of TAVTI.

8 Would you stand for just a second? Dallas PD.
9 He is the current president. To be involved in this,
10 because a lot of the TAVTI members are not taskforce
11 members, but they share the goals and objectives that we
12 all do.

13 So there's been a lot more interaction between
14 the two organizations in just about everything we're
15 doing, and I think we're starting to reap benefits from
16 both of that.

17 So I just wanted to say thank you to TAVTI and
18 to DMV for working with us on these things here.

19 And thank you, Mr. Wilson, for putting all this
20 together.

21 MR. WILSON: Thank you, Chair.

22 MR. HANSEN: Agenda 5(A), do we have a motion?

23 MS. HUNTER: Mr. Chairman, I make a motion to
24 approve the MVCPA vision, mission and goals as displayed
25 on page 48 of the Authority meeting book.

1 MR. HANSEN: Thank you, ma'am. Is there a
2 second?

3 MR. RODRIGUEZ: I'll second.

4 MR. HANSEN: Rodriguez. A motion has been made
5 and further seconded. Any further discussion?

6 (No response.)

7 MR. HANSEN: Hearing none, I call for a vote.
8 All those in favor of approving the MVCPA vision, mission
9 and goals as displayed on page 48 of the Authority meeting
10 book, please signify by raising your right hand.

11 (A show of hands.)

12 MR. HANSEN: All opposed, same sign?

13 (No response.)

14 MR. HANSEN: Motion passes. Strategic goals.

15 MR. WILSON: So one of the things that --
16 another issue, as a division of DMV that we're required to
17 provide is what we call strategic initiatives, things
18 we're going to work on for the next several years. And
19 there was -- I felt like we were moving into a space that
20 I really wanted you to be aware of and make sure that you
21 got to participate.

22 Many of you individually have been active in
23 some of these -- the elements of some of these, but you
24 haven't necessarily together seen them and had them
25 discussed. So I wanted to take a few minutes and go

1 through the initiatives that we're working on the office
2 and that we'll be turning in to DMV as our strategic
3 initiatives and being held accountable to these specific
4 items.

5 So the first one is the law enforcement funding
6 and networking initiative. And so I -- you know, to be
7 clear, we're already doing funding for law enforcement.
8 That's the primary amount of our funds. But we're moving
9 into a different space in the sense -- we're hiring Robert
10 Sutton.

11 Just wave your hand, Robert. He's -- Robert
12 came without about 13 years in law enforcement experience
13 out of the United States Air Force recently. We're
14 working on getting him TCOLE certified. Yesterday many
15 of -- at -- I know Member Rodriguez, Chief Rodriguez, has
16 been going around the state, meeting with our taskforces,
17 and we're seeing that there's some missing elements of
18 communication and networking.

19 And so we held a held a training yesterday
20 morning before the committee meeting, with the FBI, to
21 begin setting up some new network protocols and
22 communication that many of the taskforces have agreed to
23 pilot for us.

24 So I just -- I don't want to like nail down
25 every single thing, but I want you to know that this is a

1 really important priority, to improve our networking.
2 That's always been part of our vision and goal. So I
3 recommend that the -- these -- and I don't know if you
4 have these together or -- no. They're together? So --

5 MR. RICHARDS: They're all together.

6 MR. HANSEN: Okay. The second one is a
7 statewide communication and an education initiative, which
8 again, we've always done. It's always been part of our
9 mission and goals.

10 But what's kind of changing is -- when we hired
11 Tessie Ajala, who -- I'm sorry -- couldn't be here today,
12 is with his wife in surgery; she's having surgery today.
13 But what -- he came from the National Crime Prevention and
14 had a whole new set of skills, that he's been taking
15 classes at the Austin Film School to begin producing
16 material. We've had discussion within NICB about creating
17 original content.

18 I think Bryan Roden had NICB camera crews come
19 down to do a law enforcement training with some new
20 techniques that were being used for stolen cars. So law
21 enforcement has those resources.

22 So we're really moving into kind of a different
23 area, and I -- again, I wanted to kind of outline broadly
24 what that initiative is and make sure that you have --
25 that you're supporting what we're working on at the office

1 when you're busy doing all the important stuff that y'all
2 do.

3 And then the last one is -- we've never really
4 formalized the -- I've certainly worked with legal
5 counsel, I've worked with lots of shareholders to try to
6 do a better job of collection.

7 But the Board's never really participated in a
8 better -- you know, that we should have an initiative that
9 does a better job of establishing clear processes,
10 communication with Texas Department of Insurance -- I
11 can't say the acronym -- and the other shareholders, the
12 Comptroller, to make sure that we have a strategic
13 initiative to work on your behalf to clarify what our
14 roles are, what our processes are, and so that's what I'm
15 recommending, that you adopt these initiatives and give us
16 direction and approval to move forward.

17 Are there any questions? Yes, sir?

18 MR. OWEN: What agency would carry the
19 commission for the TCOLE?

20 MR. HANSEN: We -- Robert, do you want to speak
21 to that, what TCOLE shared with you?

22 MR. SUTTON: Sure.

23 MR. HANSEN: Go ahead and come to the mic,
24 please. So --

25 MR. SUTTON: So with my experience with the law

1 enforcement military, myself, I would be TCOLE-certified
2 during that point. Basically since we do have an ORI
3 number, we are law enforcement, not agency. However, we
4 do conduct law enforcement TCOLE hours.

5 And so from there, we would still be able to
6 hold the TCOLE certification, as far as being an agency
7 that I can still serve TCOLE hours.

8 MR. WILSON: Thank you.

9 MR. SUTTON: Any more questions, sir?

10 MR. HANSEN: But it won't be commissioned to a
11 specific agency, just TCOLE?

12 MR. WILSON: Yeah. I want to be clear: no
13 arrests, no guns. It's about being able -- like the FBI
14 Virtual Command Center. Because he's TCOLE-certified, he
15 can -- he will now be qualified to help coordinate the
16 taskforces in some of their communication and facilitate
17 that, but it's not a gun-and-badge thing and going out and
18 arresting.

19 So I'm glad you brought that up. That's not
20 our intention, and there's no plan for that part of the
21 business. It's just -- carrying that certification opens
22 the doors for us to do a better job of networking, and
23 that's the initiative.

24 MR. OWEN: I appreciate that clarification.

25 MR. WILSON: Thank you. That's a great --

1 MR. HANSEN: Tommy Hansen. A comment on the
2 insurance collections.

3 I think, as we saw in the denial earlier,
4 probably for a long time -- but staff size has made it
5 very difficult to get a grip on that -- that there are
6 probably lots and lots and lots of dollars that we should
7 be collecting and hopefully we will be getting, that we
8 have not, because of some of the insurance companies not
9 appropriately paying their fees, or thinking that they're
10 above that.

11 We had an interesting meeting with a
12 representative from an insurance company recently
13 concerning that. So I think, following with this in the
14 future -- and hopefully, we'll discuss later some
15 additional staffing -- we can address this, which would be
16 a very positive thing for all involved for our future
17 funding.

18 Any other questions for Mr. Wilson or --

19 MR. RODRIGUEZ: Do we have how many people --
20 how many agencies attended yesterday's training, the demo?

21 MR. WILSON: Robert, did you get how many
22 agencies attended?

23 MR. SUTTON: Not offhand, but I think it was 20
24 agencies.

25 MR. WILSON: Twenty of the 24. So --

1 MR. RODRIGUEZ: That's a good number.

2 MR. WILSON: Yes.

3 MR. RODRIGUEZ: And so one of the insurance --
4 I can explain what we're trying to do here. So one of the
5 things that we saw, when looking into several of the
6 taskforces, was the fact that some of them don't
7 communicate amongst each other.

8 So in looking at a software program or an idea
9 to bring up to share the information, we came up with the
10 Virtual Command Center from the FBI to be able to
11 communicate better amongst taskforces. A lot of the
12 taskforces are confusing that they would report to that
13 one program, and it's not that.

14 This is more amongst the taskforces that are
15 MVCPA-funded that are doing the work, and that there will
16 be better communication amongst them. So in talking to --
17 for example, this morning, I spoke to Eagle Pass, and
18 they're talking about the influx of vehicles going down
19 35, and DPS and Webb County is so -- getting those
20 vehicles on that county line.

21 But at the same time, they're calling them to
22 go to that location, and Laredo is faster to get there
23 than Eagle Pass. But they're getting the information, and
24 then we didn't know about that information. So that's the
25 reason why I think this Virtual Command Center is really,

1 really important and we need to keep pushing for it.

2 MR. HANSEN: Yeah. There's been a lot of
3 discussion on this. There was a regional program, Bay
4 Area investigators. Actually, Darren Schlosser with HPD
5 was very active in that.

6 We had about 1,200 investigators on there from
7 around the state, but the plug got pulled because there
8 was some sensitive material going across non-secure lines,
9 and so it was perfect timing for having this as a possible
10 option, but if not anything, it increased a lot more
11 dialogue to look at options to do that and continue the
12 great work that was accomplished by that site.

13 Thanks to HPD for having Darren here yesterday.

14 So we're hoping that this will be a -- if we don't use
15 this exact thing, it was a lot of dialogue to point us in
16 the direction of building an intelligence-sharing thing
17 that hopefully beyond, in the future, once we get it
18 squared up, could be then moved on to other police
19 agencies and share with other groups around the state.

20 So it was well done. Thank you.

21 5(B), do we have a motion?

22 MS. HUNTER: Mr. Chairman, I would like to
23 make a motion to approve of the MVCPA strategic goals
24 involving: one, law enforcement funding and networking
25 initiatives; two, statewide communication and education

1 initiatives; and three, insurance collections as a refund,
2 as displayed on pages 49 through 51 of the Authority
3 meeting book.

4 MR. HANSEN: Thank you, Member Hunter. Is
5 there a second?

6 MR. OWEN: Second.

7 MR. HANSEN: Mr. Owen. A motion has been made
8 and seconded. Is there any further discussion?

9 (No response.)

10 MR. HANSEN: Hearing none, call for a vote.
11 All those in favor of approving the MVCPA strategic goals
12 and displayed on pages 49 through 51 of the Authority
13 meeting book, please signify by raising your right hand.

14 (A show of hands.)

15 MR. HANSEN: All opposed, same motion?

16 (No response.)

17 MR. HANSEN: Motion passes. Thank you very
18 much.

19 5(C)?

20 MR. WILSON: This is probably one of the most
21 controversial things you will ever take on. But quite
22 honestly, now that we send so many letters back and forth
23 to insurers and other parties, one of the things that's --
24 you know, we've always had that "Watch Your Car," which is
25 the trademark logo, but nowhere does it really say the

1 state of Texas. It says, you know, Texas Automobile and
2 Burglary and Theft Prevention Authority.

3 And so now -- but we're sending out a lot more
4 letters, and especially official letters, on behalf of the
5 State of Texas. So we talked about updating with our
6 mission and -- to get a new logo.

7 And I've kind of winnowed down -- we did a
8 graphic design artist contract through DMV. We got them
9 to -- we told them -- Chairman Hansen gave some kind of
10 general guidelines.

11 We want the State of Texas representation. We
12 want representation that's consistent with our law
13 enforcement overarching things. They gave six or eight
14 original ones. I kicked some of them out that just didn't
15 seem to meet any of those criteria, and now I've brought
16 before you the four that -- these are -- the graphic
17 design artist says, Do everything in black and white.

18 And then we can come back -- I mean, of course,
19 the State Seal already has an approved color scheme, the
20 gold star, the blue background and all that. So that's
21 not something we would change if we decide -- there can be
22 one of these items.

23 Like Robert has suggested, maybe -- and then
24 Tommy had -- you know, maybe taking a blue line as
25 representation of law enforcement, and just go across

1 the -- a thin blue line across the swath of one of these.

2 So that's totally up to you. But I mean, at
3 some point, we'll have to have a motion before I can
4 proceed, and then I'll close out the contract by putting
5 any changes that you suggest into the final contract, and
6 then they will give me a nice, beautiful AI file that
7 we'll use for all of our future correspondence and will
8 represent the agency.

9 So that's stuff, but I leave it to you. Are
10 there any questions and do you have any suggestions?

11 MS. HUNTER: So you want us a decision today?

12 MR. WILSON: Yes, I would like that.

13 MS. HUNTER: All right.

14 MR. WILSON: Okay. It's only one of four --

15 MS. HUNTER: Right.

16 MR. WILSON: -- a multiple-choice question.

17 MR. HANSEN: And we're going to have a little
18 discussion on some thoughts concerning these. To me,
19 we've -- by changing our name, we're trying to change our
20 image. You know, before with the "prevention" in our
21 name, I think most people thought we were a bunch of cops
22 going to AARP meetings, handing out brochures to little
23 old ladies, which we do that, but that wasn't our priority
24 thing.

25 So that's where we -- the "motor vehicle crime"

1 came in because we've now expanded our responsibilities to
2 do things that we were mostly doing anyway, but now we can
3 do it with approval. My thoughts in looking at these was
4 number two; I think it looks more like a badge.

5 We could replace this, the State of Texas name,
6 and put the logo on the top. And then we were considering
7 where the two V's on the bottom of that is, remove those,
8 and put the thin blue line across the bottom of that, and
9 I think that would give it more of a badge -- but what it
10 does, in my opinion, and everybody -- we're going to go
11 around the table -- is it makes very clear in great big
12 letters in the middle, of who we are.

13 We are the Motor Vehicle Crime Prevention
14 Authority, which is the message that we're trying to get
15 across in our graphic and our logos. I see applause back
16 there. Are you okay with that? So those are just some
17 suggestions that I thought, is kind of put the state logo
18 on the top, versus just the words, and the thin blue line
19 across the bottom.

20 I think, because everyone, even most John Q.
21 Citizens now, recognize the thin blue line and the red
22 line and whatnot, of what that represents, law enforcement
23 and our fallen, and I think recognizing them would be
24 appropriate.

25 So we'll go around the table. Ms. Hunter?

1 MS. HUNTER: Oh, I like number four. That's
2 me.

3 MR. HANSEN: Number four? Okay.

4 MS. HUNTER: I don't know if you're going to
5 get a consensus this way.

6 MR. WILSON: Well, you can always delegate to
7 me, and I'll design it, so --

8 MR. HANSEN: Mr. Owen?

9 MR. WILSON: -- but --

10 MR. OWEN: I like number four.

11 MS. HUNTER: Well, maybe we may. I don't know.

12 MR. HANSEN: Okay. Mr. Rodriguez?

13 MR. RODRIGUEZ: I like two with the changes of
14 putting the state seal instead of that star --

15 MR. HANSEN: Okay.

16 MR. RODRIGUEZ: -- on top.

17 MR. HANSEN: Mr. Gause?

18 MR. GAUSE: I like two with the change.

19 MR. HANSEN: Here's the deal breaker.

20 MS. WHITEHILL: Oh, no.

21 MR. WILSON: No pressure, no pressure.

22 MR. HANSEN: No pressure. You need to get on
23 the bloc. No pressure.

24 MS. WHITEHILL: First meeting. No, I --

25 MR. HANSEN: This might help.

1 MS. WHITEHILL: -- like two with the changes
2 also.

3 MR. HANSEN: Okay.

4 MS. WHITEHILL: But you know, could also
5 delegate it to you, but I like two.

6 MR. WILSON: No. I think it's better this way.

7 MR. HANSEN: Okay. Well, we have a four-to-two
8 vote, so -- on that. And then also, on the next page, we
9 need to discuss -- and I think these are pretty good as
10 they stand, but we've got the "Watch Your Car"?

11 MR. RICHARDS: We're not --

12 MR. WILSON: No. I'm sorry.

13 MR. HANSEN: We're not going to do that?

14 MR. WILSON: I just was showing you the other
15 things that we have trademarked, and we'll continue to
16 maintain our trademark. I want to be clear. Anything
17 that we developed through our -- like our -- you know, our
18 newest one is the "If You Like It, Lock It."

19 A graphic design artist for NICB did that. So
20 we -- each one of these we trademark, and then we do
21 license agreements with our grantees or any law
22 enforcement that wants to use it. They're all welcome to.
23 We don't charge anything for our trademark usage, but
24 they do have to make -- they have to sign an agreement
25 that's a real simple agreement that says you're not going

1 to make fun of it or do it -- you know, do it in a
2 negative light or anything like that.

3 MR. HANSEN: Well, we'll scratch that deal.
4 But it is the -- those logos have been well known,
5 recognized, and I'm glad we're going to continue with
6 that. So --

7 MR. WILSON: Just --

8 MR. HANSEN: So we're just going to -- yeah.

9 MR. WILSON: Go ahead.

10 MR. HANSEN: Well, yeah. We're just going
11 to --

12 MR. WILSON: I would like to go ahead and just
13 restate what the changes are.

14 MALE VOICE: Thank you.

15 MR. WILSON: So the State of Texas at the top
16 of this number two will be removed, and the lines and the
17 star will be replaced with the state seal, just a simple
18 state seal, State of Texas. And then a blue line -- the
19 two chevrons at the bottom of the badge will be removed,
20 and one solid blue line from corner to corner at the
21 bottom of that.

22 I guess it's kind of almost a parallelogram, or
23 the two corners on the right and the left, at the bottom,
24 not the apex. A line will be drawn, and will provide a
25 thin blue line. So that's the verbal description for the

1 record of what I'm trying to do.

2 So that was -- do you understand?

3 MS. WHITEHILL: Uh-huh.

4 MR. WILSON: Okay.

5 MR. HANSEN: Okay.

6 MR. WILSON: Thank you. So number two was the
7 choice by a vote. Do we have a motion?

8 MR. GAUSE: Mr. Chairman, Shay Gause. I'd like
9 to make a motion to approve the MVCPA logo choice number
10 two, with edits, as displayed on page --

11 MR. HANSEN: Fifty-two.

12 MR. GAUSE: -- 52 of the Authority meeting
13 book.

14 MR. HANSEN: Is there a second?

15 MS. WHITEHILL: Second.

16 MR. HANSEN: Ms. Whitehill. A motion has been
17 made, a further second. Is there any further discussion?

18 (No response.)

19 MR. HANSEN: Hearing none, call for a vote.

20 All those in favor of approving MVCPA choice number two,
21 with modifications, as displayed on page 52 of the
22 Authority meeting book, please signify by raising your
23 right hand.

24 (A show of hands.)

25 MR. HANSEN: All those opposed?

1 (A show of hands.)

2 MS. HUNTER: I don't like it.

3 MR. HANSEN: All right. Hey, you're honest.

4 MS. HUNTER: At least I don't have to see it.

5 MR. HANSEN: I appreciate the honesty. We're
6 good to that. Motion passes.

7 MR. WILSON: Or are we going to have a motion
8 to reconsider?

9 MR. HANSEN: Good conversation always --
10 Number six, LAR.

11 MR. WILSON: Okay. I really apologize. We
12 tried to cover this in committee. Mr. Rodriguez, do you
13 want to present these items, or do you want me to? Since
14 these were committee items, so --

15 MR. RODRIGUEZ: Go ahead.

16 MR. WILSON: Okay. So I will present these as
17 committee items, so they don't require a second. You're
18 welcome to second them if you want to. But the first one
19 is a little confusing, and I apologize, but it's just
20 because of the nature of state government and the way that
21 things are presented.

22 So what we have is a new statute that hasn't --
23 we really don't know what the instructions of that new
24 statute are. The budget for 2022 and 2023 have not been
25 created. So we're way -- in the old agreement, the old

1 memorandum of understanding, what used to happen is this
2 Board would decide something in June, after the
3 instructions had come out for the legislative
4 appropriations request.

5 But because of the strategic planning process
6 being in March and so the dates are falling in such a way
7 that I have to ask this real early, and so because of
8 that, I'm going to show you numbers, but I don't really
9 know what the budget riders or what the legislative
10 instructions are going to be at the time that you're
11 making a choice.

12 So what I'm -- so the motion is going to be
13 worded in such a way -- so I'm showing you on page 55 and
14 56, which is the same thing, is what, based on our
15 collections, the MVCPA, for the insurance fee, I think
16 that 20 percent -- is what our new statute says.

17 You will receive 20 percent. My best guess of
18 20 percent that will be available to us in 2022 -- sorry.
19 We're talking way off into the future, so bear with me.
20 I think it's going to be 20,614,937 for 2022, and then the
21 same -- 21,027,236 in 2023.

22 I don't know that today, but what I'm going to
23 ask you to do is authorize me to work with DMV management
24 at the time, at the appropriate time when the
25 instructions -- and the chief financial officer, to

1 develop your LAR consistent with this -- but based on the
2 budget riders' instructions.

3 So I know that's a little squishy, but that's
4 the best we can do in February two years before the
5 process starts. So -- and so this is a committee motion.

6 It passed in committee, as -- according to your script,
7 so you can proceed if you -- if this is -- if you're okay
8 with us doing this.

9 MR. RICHARDS: The Board needs to approve.

10 MS. HUNTER: Okay. Mr. Chairman, I would like
11 to make a motion authorizing the MVCPA director to work
12 with the Texas DMV management and financial officer to
13 submit the legislative appropriations request of 20
14 percent of the amount collected in 2021, as shown by the
15 example displayed on pages 54 through 56 of the Authority
16 meeting book.

17 MR. HANSEN: Thank you, Ms. Hunter. Is there a
18 second?

19 MR. GAUSE: I'll second.

20 MR. HANSEN: Mr. Gause. A motion has been made
21 and seconded. Is there any further discussion?

22 (No response.)

23 MR. HANSEN: Hearing none, call for a vote.

24 All those in favor of authorizing the MVCPA director to
25 work with Texas DMV management and financial officer to

1 submit the legislative appropriations request of 20
2 percent of the amount collected in 2021, as shown by the
3 examples on pages 54 and 56 of the Authority meeting book,
4 please signify by raising your right hand.

5 (A show of hands.)

6 MR. HANSEN: All opposed, same?

7 (No response.)

8 MR. HANSEN: Motion passes. For those that
9 won't here yesterday, the crowd -- just a little follow-up
10 on that. You know, this next year is the second part of
11 this biennium, so we already know what that amount is
12 going to be, and the \$4 amount collected in full wouldn't
13 have occurred then.

14 So if we would have gotten 20 percent of the
15 last amount collected, we probably would have taken a cut.

16 So based on -- 2021 will be the first full cycle of
17 collecting the \$4, so that's why he to has wait. That's
18 where we get that fund from, and then that would be the
19 percentage that we hopefully will move forward to for our
20 funding in the future.

21 So that's why the -- so you'll understand the
22 delay of why we're talking '22-'23, and the '21 number.
23 So I just wanted to make sure everybody was kind of clear
24 on all that. Thank you.

25 Mr. Wilson, Plan of operation elements.

1 MR. WILSON: So in December 1, 2020, the MVCPA
2 is required by law to turn in a plan of operation for the
3 next biennium, which would be the '22-'23 session; again,
4 consistent with the strategic plan requirements I
5 discussed earlier and trying to kind of put all these
6 different elements, the budget request -- because part of
7 the strategic -- the plan of operation required by law is
8 what does it take -- how much -- what resources and monies
9 does it take to implement that?

10 So what I -- what we did is, Chairman Hansen
11 and Chairman Rodriguez asked me to go ahead and start
12 surveying the taskforces and then also to talk to chiefs
13 of police and try to get law enforcement to participate.
14 We had -- on page 57 and following, 60, we have -- and 61,
15 is some of the summaries of these items.

16 So what we found, though, although we didn't
17 have a whole lot of sheriffs -- so I reached out to
18 Sheriffs' Association, asked them to send it out, and then
19 also to the chiefs of police.

20 We didn't -- I think there's only three
21 sheriffs in this group. So I split it, but the same
22 questions between taskforce and chief of police and
23 sheriff. And so that's what you're seeing represented on
24 57 and 58. You'll see that there are some distinct
25 differences between what the chiefs of police -- as many

1 of you know, there's a statewide shortage of law
2 enforcement officers.

3 I saw the other day in the Austin American-
4 Statesman that they could only get 22 out of 127 people in
5 the Austin Training Academy. So -- and it's been the same
6 in San Antonio and I think Houston, and many of the other
7 cities are having a shortage of qualified applicants that
8 can take these positions.

9 So going out and just creating a lot of new
10 positions in law enforcement, according to what I'm seeing
11 in the chiefs of police, is consistent with what we know
12 industry-wide, or profession-wide, is happening. So
13 they're concerned.

14 So their priorities are, you know, give me
15 equipment. Give me the -- as far as surveillance
16 equipment, new -- like LPR surveillance -- I mean, the
17 motor vehicle crime equipment is like license-plate
18 readers, both stationary and other things. Surveillance
19 equipment is like pole cams and things that watch out.

20 So we're seeing differences here, and that's to
21 inform our plan of operation, that, you know, maybe we
22 need -- we have our taskforces. We need to keep those.

23 We need to look at areas in Midland/Odessa.
24 You know, I've talked to you and the Legislature in the
25 past about expanding in specific locations, but I think a

1 lot of chiefs and sheriffs don't think that that's a real
2 option for them.

3 And so maybe there are better -- we might have
4 to have a new kind of grant that focuses on providing
5 resources to existing law enforcement. So -- matter of
6 fact, we were meeting with DPS a while back and they were,
7 you know, saying, you know, they'd like LPRs on every
8 single patrol vehicle, you know, every vehicle they have.

9 That's -- you know, that's not necessarily our
10 role, but I'm just saying, the example, that if that even
11 came up in a discussion with another state agency, that
12 there's a need statewide to make sure that when the
13 vehicle is stolen and reported, it can get as quickly as
14 possible picked up.

15 So I know Travis has talked in the past about
16 having, you know, drone technology to help find stolen
17 cars, and gosh, that 56 cars you recovered on that lot a
18 few months ago, you know, there were most of -- many of
19 them were stolen, and they were just hidden out.

20 And so I mean, it's just amazing how, you know,
21 surveillance equipment could really help our existing
22 taskforces but also expand our reach to other departments.

23 So having said that, I've provided some -- you know, some
24 information.

25 And then I've taken that information, taken our

1 old outline that -- where we did the statewide strategic
2 planning session back in -- was that -- I guess it was
3 '18, I think, and I kind of modified it with -- tried to
4 incorporate some of the comments and -- as the planning
5 element.

6 So this is just an outline. You know, we have
7 about a 24-, 26-page report when we're done. You'll have
8 an opportunity to see what it looks like, and the
9 taskforces and our shareholders will get a chance to
10 review it.

11 But at this point, I need to go ahead and get
12 the outline done, so I can prepare writing the report over
13 the next several months. So this is a committee motion.
14 It did get approved as the outline on page 62 and 63.

15 And then we can go forward. If you have any
16 questions, please let me know.

17 MR. GAUSE: Mr. Wilson, just a quick question
18 on the charts. Could you maybe tell me again what the
19 bars represent by their color?

20 MR. WILSON: Yeah.

21 MR. GAUSE: I didn't see the color code.

22 MR. WILSON: So the -- what I did was -- there
23 was a lot of variation. So what I did is I took the
24 chiefs of police and combined their first and second
25 priority, and that's why you see at the top -- it says,

1 "Highest overall, first and second combined."

2 So I took the chiefs that had, you know,
3 surveillance as number one or number two, put them --
4 collapsed them together. Same with the taskforces. So
5 that's -- and then what I did is -- if you'll look at the
6 chart, you'll see that like sometimes the first one or the
7 first and second one are really high, and then they drop
8 off, and then they're all kind of nominal after that.

9 So I just took the highest ones in my little
10 list here. But this is really consistent with what we see
11 two years ago and four years ago. So I mean, there's no
12 surprise here. There's been a shortage of law enforcement
13 officers statewide for many years.

14 It's reflected in their comments, if you look
15 back on question one, you know, on page 56. I mean, that
16 was one of the most common themes that, you know -- you
17 can't just say, I'm going to make three new taskforces,
18 and then, poof, there's going to be 20 officers standing
19 there ready to go. That's just not going to happen.

20 So we've got to deal with the reality.
21 We're -- to Major Owen's point, we're not a law
22 enforcement agency. We don't -- we can't create or do
23 anything to generate more law enforcement. So we have to
24 just put our resources in line with what's -- the agencies
25 that we're required by law to fund.

1 Yes, ma'am?

2 MS. WHITEHILL: I think I had the same
3 question. Like, the color, the blue and the yellow, what
4 do those --

5 MR. WILSON: Oh, I'm sorry. I -- did they --

6 MS. WHITEHILL: I think that's what --

7 MR. WILSON: Oh, oh. I apologize. So blue was
8 the most important thing, and the one on the right, the
9 green, was the least important thing. So --

10 MR. GAUSE: But blue doesn't necessarily
11 reflect -- I think I had blue as chiefs and sheriffs,
12 maybe yellow as taskforce --

13 MS. WHITEHILL: Yeah.

14 MR. WILSON: No. This -- blue is --

15 MR. GAUSE: -- and green as --

16 MR. WILSON: Blue -- when I combined one and
17 two, the highest priorities, that created the color blue.

18 So the most responses for surveillance equipment, when I
19 combine the PD and sheriff ranking, that made blue.

20 MS. WHITEHILL: Uh-huh.

21 MR. WILSON: Then the least important was the
22 green. In other words, they were given -- it was a
23 ranking survey, one, two, three and four.

24 MS. WHITEHILL: Oh --

25 MR. GAUSE: Okay.

1 MS. WHITEHILL: -- okay.

2 MR. WILSON: And so -- yeah. Thank you. I'm
3 sorry. I wasn't clear enough on that. But yes. So the
4 green was the least -- in other words, they were given the
5 option to -- for all these items to say, is this really
6 important, or is this less important?

7 MR. GAUSE: Okay.

8 MR. WILSON: So yeah. That is a little telling
9 that the one on the contract services on the far right,
10 like on the taskforces, they don't think that's
11 particularly helpful to have a lot of contractors coming
12 in, doing certain types of work that they -- that -- but
13 the greens didn't really show that much.

14 The -- you know, like the VIN-etching
15 equipment, that's a thing that we used to do a lot of, all
16 over the state. Some people still do -- some departments
17 still do VIN etching on the windows and glass. But you
18 see that it -- like on the bottom of page 58, even our
19 taskforces who actually do that work on a regular basis
20 don't think it's as important as it used to be. Okay?

21 MS. WHITEHILL: Thank you.

22 MR. OWEN: For the record, Justin Owen. Mr.
23 Chairman, I'd like to make a motion to approve the MVCPA
24 fiscal year '22-'23 plan of operation elements as
25 displayed on pages 62 and 63 of the Authority meeting

1 book.

2 MR. HANSEN: Thank you, Mr. Owen.

3 Is there a second?

4 MS. HUNTER: Second.

5 MR. HANSEN: Ms. Hunter, thank you. A motion
6 is made and seconded. Is there any further discussion?

7 (No response.)

8 MR. HANSEN: Hearing none, I call for a vote.
9 All those in favor of approving the MVCPA FY '22-'23 plan
10 of operation elements, as displayed on pages 62 and 63 of
11 the Authority meeting book, please signify by raising your
12 right hand.

13 (A show of hands.)

14 MR. HANSEN: All opposed, same?

15 (No response.)

16 MR. HANSEN: Motion passes. Okay. Exceptional
17 items.

18 MR. WILSON: So when you look at the
19 exceptional item request, I'd like permission, Mr.
20 Chairman, to just take up the ones that the committee
21 voted on yesterday and then discharge the rest of them
22 until some point in the future or until they can be fully
23 vetted.

24 MR. HANSEN: Okay.

25 MR. WILSON: So that would -- being that --

1 the -- if you draw your attention to page 64, 65, 66? So
2 65 was the only one that passed committee yesterday, and
3 so -- and that is to request fee collections and refund
4 processing unit within DMV.

5 And then there's some additional conditions,
6 that it not be part of our statutory 8 percent cap,
7 because it's not related to grant. It's related to the
8 administration of the full fee, which 60 -- or whatever --
9 80 percent goes somewhere else, so we're dedicated by
10 statute. So DMV -- the MVCPA, through DMV -- wow, that's
11 a lot of -- is required for collecting this money, but we
12 need more staff to -- we're seeing more refunds, and then
13 we're seeing evidence -- as I showed you earlier in this
14 meeting, we're seeing more evidence that a lot of people
15 aren't paying the fee like they're supposed to, and we
16 need staff to do that.

17 So that's the only one that passed yesterday,
18 and that's the one I recommend, the only one we deal with
19 today. And that's the -- to put in an exceptional item
20 request to the Texas Legislature for a fee collection and
21 refund processing unit.

22 MR. HANSEN: Question: do we have a rough,
23 very rough guesstimation of possibly how much fees are not
24 being collected that should be being collected from
25 insurance companies?

1 MR. WILSON: We just have mathematical models.
2 We really believe -- I really believe, based on those
3 mathematical models, that it's at least 500,000, but it
4 could be millions. So --

5 MR. HANSEN: And the guesstimated cost of
6 having employees to monitor the insurance companies, track
7 the insurance companies and audit them, those collections,
8 what are you looking at, a guessestimate on that?

9 MR. WILSON: It's at the bottom. 280,000, my
10 best guess, using DMV --

11 MR. HANSEN: Okay. I just wanted to make sure
12 everybody out here knew -- okay, okay. All right. Okay.
13 Do we have a motion on 6(C)?

14 MR. RODRIGUEZ: Mr. Chairman, I would like to
15 make a motion to authorize the MVCPA director to work with
16 the Texas DMV management and the financial officer to
17 submit exceptional item requests which include additional
18 FTEs for assessment collections and refund processing, as
19 displayed on page 64 and 65 of the Authority meeting book.

20 MR. HANSEN: Yeah. It's just page 64.

21 MR. RODRIGUEZ: Just 65 -- 64?

22 MR. HANSEN: Or 65, I mean. I'm sorry.

23 MR. RODRIGUEZ: Page 65.

24 MR. HANSEN: Now, let me ask you a legal
25 question before we go any further. Since this is

1 concerning insurance collections, is okay for them to
2 vote?

3 MR. RICHARDS: Oh, not for them, no.

4 MR. HANSEN: So y'all need to --

5 MR. GAUSE: So Mr. Chairman, Shay Gause. I'm
6 going to recuse myself from the vote.

7 MS. HUNTER: Oh, yes. Ashley Hunter. I recuse
8 myself from this vote.

9 MR. HANSEN: I'm sorry. We should have caught
10 that first. Okay. All right. Is there a second?

11 MS. WHITEHILL: Second.

12 MS. HUNTER: Thanks for reminding me.

13 MR. HANSEN: Whitehill seconded the motion.
14 The motion was seconded. The motion has been seconded.
15 Is there any further discussion?

16 (No response.)

17 MR. HANSEN: Hearing none, call for a vote.

18 All those in favor of authorizing the MVCPA director to
19 work with Texas DMV management and financial officer to
20 submit exceptional item requests for additional FTEs for
21 collections and refund processing, as on pages 64 of the
22 Authority meeting book, please signify by raising your
23 right hand.

24 (A show of hands.)

25 MR. HANSEN: All those opposed, same action?

1 (No response.)

2 MR. HANSEN: None. Motion passes. Okay.
3 Thank you on that. Mr. Wilson?

4 MR. WILSON: On Item 6(D), the legislative
5 actions, the committee yesterday decided to just pass on
6 them. We've got several months, and I think we should
7 take time to really think about the rest of these items,
8 like dedicated fund and some of the other items.

9 So with your permission, I'd just like to pass
10 on these at this time. It will be brought up later.
11 So --

12 MR. HANSEN: Okay. At the request of the
13 committee yesterday, as well as Mr. Wilson, I would
14 recommend that we table this, Item 6(D), at this moment.
15 Is there any objections?

16 (No response.)

17 MR. HANSEN: Hearing none, tabled. Thank you.
18 Number seven, bait cars?

19 MR. WILSON: Yes. Mr. Chairman, I'd like to
20 call Robert Sutton to the mic and let him do the
21 presentation for the Texas A&M Bait Car Research.

22 MR. SUTTON: For the record, I'm Robert Sutton,
23 MVCPA grant coordinator. As you all know, currently,
24 we're doing a grant with the Public Policy Research
25 Institute at Texas A&M. Currently we've already --

1 deliverable one has already been paid, the research
2 project summary, as you can see on page 72.

3 Currently we're conducting a survey -- a review
4 of all the surveys with commanders, and then from there,
5 we'll be doing a survey for all the agencies in Texas that
6 are conducting bait vehicle operations.

7 At this time, the current end date is March 31,
8 2020. Due to weather conditions, holidays, and also how
9 long it took for the surveys to be completed, we are --
10 they are asking for the no-cost extension for three
11 months, and that would take it until June 30, 2020.

12 So staff recommends approval to extend the
13 grant to Texas A&M to June 30, 2020.

14 Are there any questions?

15 (No response.)

16 MR. HANSEN: No questions. Motion?

17 MS. WHITEHILL: Kit Whitehill. Mr. Chairman, I
18 would like to make a motion to approve a no-cost extension
19 with Texas A&M University for the MVCPA Bait Car Research
20 Project, as displayed on pages 70 through 73 of the
21 Authority meeting book.

22 MR. HANSEN: Thank you, Ms. Whitehill. Is
23 there a second?

24 MR. GAUSE: I'll second.

25 MR. HANSEN: Mr. Gause. A motion has been made

1 and seconded. Is there any further discussion?

2 (No response.)

3 MR. HANSEN: Anybody? Okay. Hearing none,
4 call for a vote. All those in favor of approving the no-
5 cost extension with Texas A&M University for the MVCPA
6 Bait Car Research Project, as displayed on pages 70 and 73
7 of the Authority meeting book, please signify by raising
8 your right hand.

9 (A show of hands.)

10 MR. HANSEN: Any opposed?

11 (No response.)

12 MR. HANSEN: None. Passes. Forward --

13 MR. SUTTON: Thank you.

14 MR. HANSEN: -- with number eight. Okay.

15 MR. WILSON: So I call your attention to page
16 75. And then the underlined sections and bolded sections
17 are the additions to what you've seen in the past.

18 And so after discussion with the members and
19 kind of confirming with most of you, if you -- if I didn't
20 get a hold of you, this is -- yell now, as far as
21 continuing on the appointments.

22 Mr. Chairman, this is -- this issue pertains to
23 the committee member appointments, which is your
24 responsibility. With former member Linda Kinney no longer
25 in the Authority, we are replacing Ms. Kinney on the

1 education and legislative committee with -- pursuant to
2 the discussion, Mr. Gause has agreed to serve as chairman,
3 and Ms. Whitehill on the committee.

4 So this committee has its own charge, and I
5 call your attention to those details. And we've asked --
6 since now, the statutory authority is the MVCPA director
7 that's responsible for providing the -- I guess -- what do
8 you call it -- carrying out your policies.

9 So each committee is now charged with
10 identifying if there's any policy that needs to be
11 developed for the MVCPA director to carry out. Okay?

12 So I just recommend --

13 MR. HANSEN: Can I do --

14 MR. WILSON: -- that you make the appointments.

15 MR. HANSEN: Any objections or any questions to
16 any of this?

17 (No response.)

18 MR. HANSEN: Okay. For the record, I'd like to
19 appoint members Mike Rodriguez as chair; Justin Owen and
20 Ashley Hunter to the grants, budget and reports committee.

21 Insurance collections and refund committee, Armin Mizani,
22 chair; Ashley Hunter and Shay Gause.

23 And the education and legislative committee,
24 Shay Gause, chair; Kit Whitehill and Mike Rodriguez.
25 Those are the requests. This does not require a vote. So

1 if there's any further discussion?

2 (No response.)

3 MR. HANSEN: If not, we'll move forward. None.

4 Okay. All right. Done.

5 Number nine, Mr. Wilson.

6 MR. WILSON: Sorry. Just a moment.

7 Mr. Chairman, we've reached out to the Texas
8 Department of Insurance about past correspondence and
9 issues. We're kind of doing a reset. I'd like the -- I
10 know we put this a week or so, you know, 10 days or so, on
11 the agenda.

12 I'd like to just pass on this moment, give
13 legal counsel, myself, and others to work out some issues
14 with the Texas Department of Insurance before we proceed
15 on any actions.

16 MR. HANSEN: The recommendation of Mr. Wilson
17 and Mr. Richards that we table this at this point in time.

18 Any conversation or questions?

19 (No response.)

20 MR. HANSEN: Okay. Number nine down.

21 Move on. Number 10.

22 MR. WILSON: Closely tied to that issue, but
23 not exactly the same -- so several -- about -- I think
24 it's two and a half years ago -- we issued, after over a
25 year of me sending out to the insurance shareholders, you

1 know, for comments -- What do you think about this? Is
2 this good? You know, doing a lot of informal work -- we
3 issued a set of rules that were intended to correct some
4 old -- I guess AG opinions that came down after -- I guess
5 we adopted rules, AG opinions said those rules are
6 inappropriate. It was giving exceptions where exceptions
7 weren't allowed by law, and so -- but the rules never got
8 withdrawn.

9 And so what I did was try to get
10 shareholders -- of course, they cried, you know, that --
11 after we published rules, this Board published the rules
12 for comment, we got lots of comments, despite not having
13 any for over a year.

14 So I think it's time. I've reached out to the
15 insurance shareholders, TDI, others that are willing to
16 participate in developing some rules for us to fix -- we
17 still have these problems that in conflict with the
18 Attorney General opinion.

19 So we need to take a reset -- and I'm asking
20 you to allow me to set up an advisory committee. The
21 advisory committee is part of our statutory authority, or
22 this Board's statutory authority. So you can go ahead and
23 appoint me to -- direct me to set it up, and then I'll
24 reach out to the shareholders; Mr. Richards, the legal
25 counsel; others, that will get together, come back with a

1 proposed set of rules -- advise you on a set of rules to
2 go forward.

3 MR. HANSEN: Okay. Any other conversation
4 before we move forward?

5 (No response.)

6 MR. HANSEN: Do we have a motion for this?

7 MS. HUNTER: Mr. Chairman, I make a motion to
8 provide authorization to the MVCPA director to assemble an
9 advisory committee or work group for a period of time
10 ending on or before February 1, 2021, to consider
11 recommendations for updating and revising Title 43,
12 Chapter 57 rules as they relate to collections, refunds,
13 auditing, and reporting of the fee assessment, as
14 displayed on pages 77 through 79 of the Authority meeting
15 book.

16 MR. HANSEN: Do we have a second?

17 MR. RODRIGUEZ: Second.

18 MR. HANSEN: Mr. Rodriguez. Motion has been
19 made and seconded. Is there any further discussion?

20 (No response.)

21 MR. HANSEN: Hearing none, all those in favor
22 of authorizing the MVCPA director to assemble an advisory
23 committee or work group for the duration of February 1,
24 2021, to consider recommendations for updating and
25 revising Title 43, Chapter 57 rules relating to the

1 collections, refunds, auditing and reporting the fee
2 assessment, as displayed on pages 77 through 79 of the
3 Authority meeting book, please signify by raising your
4 right hand.

5 (A show of hands.)

6 MR. HANSEN: Any opposed?

7 (No response.)

8 MR. HANSEN: Motion passes.

9 Grant closeout, Mr. Wilson?

10 MR. WILSON: Just a quick report from Mr.
11 Robert Sutton, please.

12 MR. SUTTON: For the record, I'm Robert Sutton.
13 During fiscal year '18, there was no formal closeout and
14 no formal way of knowing what was all done and what was
15 completed for each grant for the next year.

16 So in fiscal year '19, we made sure by doing so
17 there's a formal closeout. This includes making sure all
18 of the prior supports were completed, all of the expense
19 reports were paid off, everything was completed throughout
20 the whole entire fiscal year.

21 By then, we made sure that we have actual
22 closeout procedures. That way, we can continue that in
23 the future. During the closeout, as part of the Public
24 Education Awareness Initiative, we also did a \$200,000
25 grant awarded to NICB. During this time, we were able to

1 conduct public awareness to further combat vehicle theft,
2 and we are able to obtain trailer locks, license plate
3 fasteners, DNA labels.

4 We had the "If You Like It, Lock It" campaign,
5 "Lock, Take & Hide" signs, trailer locks, and tri-fold
6 brochures to give out to the public, to just keep that
7 awareness out there, as you can see on pages 83 and 84.
8 Are there any questions? Thank you.

9 MR. WILSON: One small correction to the -- he
10 said 2018, but the audit findings were in 2014. We've
11 done closeouts every year and made sure that we manage
12 closeouts every year since then. So --

13 MR. HANSEN: I will say, on the closeouts,
14 we've looked at the numbers in years past, and we've
15 become much more efficient of spending our money than we
16 were, giving the State of Texas money back. So thank you.

17 We're going to do the next one, and then we're
18 going to take a real short break.

19 Number 12?

20 MR. WILSON: Okay. This is a committee-
21 approved motion, so it doesn't require a second. The --
22 every two years, we publish a Grant Administrative Manual.
23 Obviously, this year, we -- and this is the clean copy
24 that we -- you know, because it could make the Board book
25 several hundred pages.

1 But the significant changes were changing from
2 Automobile Burglary and Theft Prevention Authority to
3 Motor Vehicle Crime Prevention Authority. And then after
4 that there was a few technical changes about some issues
5 that were being caused by and related to overtime.

6 And so this will go out one more time. If you
7 authorize me to publish this, then you will do it one more
8 time, send it out for final comments as a draft. We don't
9 take very many detailed edits, but this will --
10 consistently with what it will look like.

11 So -- and so you don't really authorize this
12 specific document, but just for me to publish on your
13 behalf.

14 MR. HANSEN: Okay. Do I have a motion for
15 number 12?

16 MS. WHITEHILL: Yes. Kit Whitehill. Mr.
17 Chairman, I make a motion to provide authorization to the
18 MVCPA director to publish the Fiscal Year 2020-2021 Grant
19 Administrative Manual.

20 MR. HANSEN: Can I have a second?

21 MS. HUNTER: Second.

22 MR. HANSEN: Ms. Hunter. A motion has been
23 made and seconded. Is there any further discussion?

24 (No response.)

25 MR. HANSEN: Hearing none, call for a vote.

1 All those in favor of authorizing the MVCPA director to
2 publish the FY '20-'21 Grant Administrative Manual, please
3 signify by raising your right hand.

4 (A show of hands.)

5 MR. HANSEN: All those opposed?

6 (No response.)

7 MR. HANSEN: Seeing none, passes. The time is
8 10:27. Take about 10 minutes.

9 (A short recess was taken.)

10 MR. HANSEN: Okay. We've got everybody? Time
11 is 10:42. Let the record reflect that, and we are going
12 to resume. We're almost done, folks.

13 Number 13, Mr. Wilson?

14 MR. WILSON: I just want to remind everybody,
15 if you have a public comment, whether an item or -- pick
16 up a form and then make sure to turn that in before we get
17 to the public comment section.

18 Thank you, Mr. Chairman. This is Bryan Wilson,
19 for the record. The next item, I'm going to ask Mr. Dan
20 Price to speak to the status of our current budget --
21 budgets.

22 MR. PRICE: For the record, my name is Dan
23 Price. I'm the grant auditor for MVCPA. On page 140 and
24 141, you have the grant reports that were prepared by our
25 finance department.

1 I would like to point out, on page 140, that
2 there is \$787,835 which is currently not encumbered for
3 grants at this point. We anticipate that at the next
4 Board meeting, which is planned for June, that you will be
5 using that money to apply towards other grants.

6 On page 141, this is where we are winding up
7 the year on AY 2019. There -- at the time this was
8 produced on 12/31, there were still a few remaining
9 payments outstanding.

10 We do anticipate, based on the other page that
11 you referred to earlier, Mr. Hansen, that we will have
12 about 209,000 lapse in grant funds, and we'll have about
13 29,000 lapse in administrative funds, which is pretty good
14 compared with our historical record.

15 Does anybody have any other questions?

16 (No response.)

17 MR. PRICE: Thank you.

18 MR. HANSEN: Activities and analysis? What
19 else do we got left here?

20 MR. WILSON: So on grant activities, one of the
21 things that the -- this Board did, the Authority did,
22 back -- I think it was June of last year, but it might
23 have been -- was adopted a Rapid Response Strike Force.
24 And you set up a policy that was one of the -- you
25 remember, I said we were going to -- I was now responsible

1 for managing your policies?

2 So the Rapid Response Strike Force we did with
3 the City of Houston was a first pilot project. I know at
4 the time we discussed this in the meeting, y'all wanted to
5 do like 10 in the first year, and I was, like, oh, I don't
6 think I can pull off 10.

7 But we did do one. It was -- so under the
8 policy, \$4,999 is what I can do. When a sheriff or police
9 agency asks me for assistance, I can do that up to that
10 amount.

11 The committee, the grants, budget and report
12 committee, can do up to \$15,000, and then anything above
13 that, to \$50,000, which is the largest Rapid Response
14 Strike Force, can be approved by the full Authority.

15 So the Governor and the LBB authorized us to
16 carry forward some money from '18 to '19. So one of the
17 things we did, we did the Bait Car Research that you
18 approved the extension on. The other thing we did was
19 obligated into future years, through our current grant
20 program, our taskforce system.

21 And the last one we did was a small pilot
22 project. I appreciate City of Houston for being our
23 guinea pig. It wasn't too painful, although we -- it was
24 a stab at trying to do something new, and they worked --
25 they were very kind to work through it with us.

1 But what it was was the -- what is it --
2 Customs and Border Patrol, CBP, asked them to go and do an
3 event where they were going to go to the City of Houston
4 and look for illegal activity under certain conditions:
5 Homeland Security, City of Houston patrol.

6 I think y'all have some other organizations
7 that were a part of that. If I'm speaking wrong, shake
8 your head no. But basically it was going to be a pretty
9 big sweep. So there was a joke that day that I said,
10 well, you know, they did it for one day.

11 They made the application for one day. And I
12 said, ah, you know, it could rain that day. So maybe you
13 should do it for like 30 days. And guess what happened?
14 Did I jinx it or did I jinx it? Because a giant
15 thunderstorm rolled off the coast and hit the city of
16 Houston on the day that they were supposed to do it, and
17 luckily they had signed it for 30 days.

18 So they went back out with CBP at a later date,
19 and so -- but unfortunately, they couldn't get all the
20 officers to do the sweep within the unit. So it was
21 overtime. They were going to go and look -- inspect cars
22 that were there.

23 They only ended up, of the \$4,999, doing about
24 \$1200 worth of overtime, if I'm -- is that about right?
25 12-, \$1500 worth of overtime. And then -- but they found,

1 packed up in cars ready for shipping out of the United
2 States, five stolen vehicles.

3 They -- and then that's what the after-action
4 report -- they estimated they would have five arrest
5 warrants. They did one. They didn't get any hits on
6 LPRs.

7 They thought they were going to inspect about
8 20 cars. They inspected 52 cars. And then they thought
9 they were going to recover two vehicles. They did five.
10 And then they also arrested an unrelated burglary case
11 that was going on while they were out there. So great
12 work.

13 It was our first, you know. It was a good
14 crawl before we could walk. I hope in the future we'll do
15 lots more. Remember, this is for any need, immediate need
16 for any agency. I know Travis County is kicking around an
17 idea based on some calls from sheriffs in their area to
18 help them out.

19 We will -- depending on what the amount is, it
20 will either come to me at 4,999 or come to the committee.

21 So I'm excited about the opportunities that this new
22 policy, that this Authority adopted. So anyway, that's --
23 and then I just gave you some additional paper so you
24 could see how it worked.

25 I need to work on the forms. I -- we tried it

1 out with the action report on the application, and that
2 didn't work out really well. So with Houston's input,
3 we'll try to -- we'll do whatever we can to streamline the
4 process, because, I mean, it is a Rapid Response Strike
5 Force, and sometimes we don't want the paperwork to get --
6 we have to be accountable, but we don't want the paperwork
7 to be all -- getting all caught up in the paperwork.

8 So thank you.

9 MR. HANSEN: Thank you, Houston PD.

10 MR. WILSON: Okay. We're having -- the next
11 item. I'm going to move on through these activity --
12 grant activities. This is Robert Sutton, about the grant
13 adjustment report.

14 MR. SUTTON: For the record, I'm Robert Sutton.

15 During anytime during the fiscal year, grantees may
16 submit a grant adjustment, which basically -- for
17 anything -- changes in the actual application. So if
18 there were a need to change income into travel, to take a
19 certain amount of money into overtime, they would conduct
20 a grant adjustment.

21 During fiscal year 2020, so far we have 12 of
22 them. There's five budget changes, seven program changes,
23 and then zero budget and program changes combined. And
24 then for fiscal year 2019, we have 43 total, 28 budget
25 changes, 10 program changes, two combined budget and

1 program changes, and then three were either not submitted
2 or finished or we had administrative closed them.

3 Do you have any questions?

4 (No response.)

5 MR. SUTTON: Thank you.

6 MR. HANSEN: Thank you.

7 MR. WILSON: Mr. Chairman, thank you. Mr.
8 Ajala is not here today, so I'll just go ahead and do this
9 quickly. One of the things that we do consistently is to
10 try to get notices out.

11 The Governor issued a National Night Out. We
12 participated all over. Many of taskforces participated in
13 National Night Out and many other events. We sent out --
14 this description is on here, just for the record, to show
15 all the different things that we try to do.

16 We reach out through govDelivery to remind
17 sheriffs and police officers or communities about locking
18 their car. Anytime we get hits where, like -- I know Stan
19 Davis in Mansfield a while back did a really cool
20 commercial or sent out a commercial with -- it was kind of
21 ominous, kind of -- you know, about stealing -- breaking
22 into cars, flipping doors and stealing a gun.

23 It was Burleson Police Department, Stan? Is
24 that right? And so we sent that out through social media.
25 We try to leverage, taking every opportunity to get the

1 message out. So not all thefts and burglaries can be
2 prevented, but a lot of them can, and we just have to keep
3 that message out there.

4 So letting you know that we're working on that
5 constantly and making sure that we magnify whatever our
6 taskforces are doing and trying to encourage them to
7 magnify our message.

8 So for the next one, I'll move on to the
9 training. So Mary's not looking at me, so I think she
10 wants me to do it.

11 So for FY '19, we conducted four training
12 events through the help our of taskforces, Bryan Sudan --
13 I'm probably going to get in trouble for not remembering
14 everybody -- Stan, and so many others, that organize and
15 do this. Harris County is real active in it. And many
16 others, that I'm sorry; I'm probably dropping the ball by
17 not remembering everybody. But our taskforces do this.

18 MR. HANSEN: TAVTI.

19 MR. WILSON: And the TAVTI organization, which
20 we've said TAVTI numerous times in this record, so one
21 time, for the record, that would be the Texas Association
22 of Auto Theft Investigators.

23 MR. HANSEN: Vehicle Theft Investigators.

24 MR. WILSON: -- Vehicle Theft Investigators.

25 Dang it.

1 So anyway, we trained a total of 367 students
2 last year. The Authority budgeted \$20,000; we only spent
3 about \$11,100, just an update on that. The other thing
4 is through our contacts with TAVTI and the NICB, at one of
5 the meetings, we came up that there was really no training
6 for auto theft analysts, criminal intelligence analysts
7 specifically for auto theft.

8 So NICB is -- and we worked with -- thank you,
9 Major Owen, for coordinating with us. So we trained both
10 DPS analysts and taskforce analysts, and there was
11 26 different students on our side.

12 And then whenever we couldn't fill the
13 positions -- and DPS was very gracious to allow NICB to
14 use their crime lab so it could be real time, on a
15 computer. They have what do you call it -- I guess
16 computer lab or whatever. And so we're really grateful
17 for that coordination through Major Owen and DPS helping
18 us expand our knowledge on criminal intelligence related
19 to auto theft.

20 So then another issue -- Dan, are you okay with
21 me doing this? So on the collections side, on page 20 --
22 I'm sorry -- 159, just to let you know, we have done
23 everything we can possibly do and think of to reach out to
24 the insurance shareholders to make sure that this money is
25 being collected.

1 I appreciate Dan, and he does a tremendous job
2 about thinking about new ways to get the message out.
3 We -- this is on page 159. We -- there's Wolters Kluwer
4 that insurance agencies rely on for information and
5 updates.

6 And so we got that confirmed, that they had
7 published the new rate change and the name of our agency
8 change, so insurance companies would know to correct that
9 information.

10 TDI, we reached out to them with official
11 notice. They issued a notice to all the insurers to
12 change the name and adjust their rates to the new fee. So
13 everything we can think of to do, we do on a regular
14 basis.

15 We've been working with the Texas Comptroller
16 of Public Accounts to -- so you know, during this one
17 session -- our fee is collected twice a year, so this last
18 section was done where it was three months of \$2 and three
19 months of \$4, so we had to get the word out and design a
20 special form that will be used for the March 1 report for
21 the insurers. That's on page 160.

22 Okay. In June, you authorized the Texas DMV to
23 issue a contract with the Comptroller to assist us in
24 collecting and doing those functions. This is just to let
25 you know that DMV did execute that contract, starting on

1 page 162.

2 We also -- just to kind of help protect our
3 interests for the Motor Vehicle Crime Prevention, David
4 and the legal office helped us coordinate the publication,
5 to just -- this is in a -- it's what they call the *Texas*
6 *Register*.

7 In addition, you know, like anytime we do rules
8 or whatever, it goes in the rules section. But the
9 Secretary of State does general publications for -- to --
10 when something's important that the state agencies or
11 state entities need to call out.

12 So we developed one to just kind of tell the
13 world, hey, we're now the MVCPA, and the fee is no longer
14 \$2, but \$4. So it's a fail-safe to just make sure that if
15 anybody comes back and says, I didn't know, well, we did
16 our best to get it out everywhere we could.

17 Are there any questions so far?

18 (No response.)

19 MR. WILSON: The letters on page -- the letters
20 from Chairman Hansen to the Governor and to the
21 Legislative Budget Board thanking them and kind of giving
22 a synopsis of what we did with the funds, so again, we did
23 not have unexpended balance authority, so any money that
24 was not spent within a biennium always went back to the
25 State Treasury.

1 That was -- sometimes is a loss to this
2 Authority and to the taskforces of about as much as a half
3 a million dollars on some years. And so the Governor and
4 the Legislative Budget Board gave us authority to carry
5 that within the biennium.

6 Now, this amount that we were looking at
7 earlier on the closeout, that's across a biennium, so
8 therefore, that money will go to the general Treasury.
9 But the -- within the biennium, because starting with this
10 year and going into next year, we will be able to carry
11 forward those funds as a matter of appropriation from here
12 on out.

13 But this kind of came about for DMV as well as
14 ourselves, because this agency took a risk and you -- this
15 Authority said -- reached out to the Governor and the LBB
16 and says, we need this authority.

17 And they gave it to you in the interim, and now
18 it's part of our appropriations. So it's pretty cool that
19 we stuck up for it after we got that \$2-1/2 million cut,
20 and it ended up being very well for us.

21 So -- but then what -- you know, it's kind like
22 the old -- there's an old story about some guys getting
23 something, some benefit, and only one of them turned back,
24 and I just wanted to be the one that turned back and said
25 thank you.

1 So in this case, we took time to write a letter
2 to those agencies that helped coordinate our additional
3 funds and told them what we did with it. And again,
4 thanks for everybody that participated and helped do it.

5 I just -- one of the requirements of DMV is to
6 report on your behalf for the Appropriations Act. It's a
7 requirement of the Texas Appropriations Act, that we have
8 to do a special -- so of the 12.9 million you're
9 appropriated each year, 10.8 million is appropriated on
10 the biennium for you to allocate it to border and port
11 security.

12 So that -- so -- and in addition, we have to
13 report to the Legislature every six months what you did
14 with the money. So this is the first report. It's just
15 an advisement to let you know we've issued the report.

16 Again, as I talked earlier, here's our "Like It
17 and Lock It" trademark, that we will always protect our
18 trademarks, and anything that we develop, we will
19 trademark and protect ourselves.

20 So I wanted to let you know, when the name
21 change occurred, and we don't have to use them, but we did
22 lock up with the Texas Department of Information
23 Resources, that MVCPA.texas.gov and TXMVCPA.texas.gov --
24 now, the reason I did that is we've secured them so that
25 later on, if we need to have opportunities to open up

1 websites, we have those names protected, and -- not that
2 any other state agency is going to be MVCPA, but it's
3 better to just do it while you can.

4 The last two things that I want to advise you
5 on is the -- Governor Abbott, in September, after the El
6 Paso shootings, issued an executive order to the
7 Governor's Office and all state agencies -- and most of
8 these pertain to DPS.

9 And I've reached out to Wynn Reynolds, our
10 former Board member, about anything that we could do to
11 assist, let us know, but specifically, order number eight.

12 Now, our grants were already issued prior to
13 this executive order coming out. But for future meetings
14 and future grant awards, we need to look and consider
15 whether number eight should be incorporated, because it is
16 a Governor executive order, to make sure that that is
17 occurring in our grants as well.

18 So it's -- and the last thing that we just
19 received advisement on -- oh, I'm sorry. There's one more
20 thing related to things that we need to think about in the
21 future is -- there was a state law passed last session
22 that requires Board members that meet certain criteria to
23 conduct -- to complete cyber security training, so we'll
24 be working with DMV. If you apply as members, then we'll
25 be asking you to attend that training.

1 And then the last thing, although you've heard
2 from him several times today, Mr. Chairman, is that Robert
3 Sutton is our newest employee, and this is an introduction
4 for him. Thank you. But he's already been up several
5 times, so it's kind of like old hat now. So old news.

6 That concludes the reports, the director's
7 reports, Mr. Chairman. I don't think I missed anything,
8 but are there any questions?

9 MR. HANSEN: Any comments or questions from the
10 Board?

11 (No response.)

12 MR. HANSEN: I'd like to say kudos to the
13 staff, for the people out in the audience. As you can
14 tell by these reports, there's a tremendous amount of
15 stuff going on behind the scenes to hopefully make our
16 life better in the future, and we're going to continue to
17 make those efforts.

18 Last call, public comment?

19 (No response.)

20 MR. HANSEN: Well, okay. We have nothing for
21 executive session. So unless there's any further
22 business, I would like to entertain a motion to adjourn.

23 MS. HUNTER: I make the motion to adjourn.

24 MR. HANSEN: A second by?

25 MR. OWEN: I second.

1 MR. HANSEN: Mr. Owen, we'll take him first.

2 All in favor?

3 (A show of hands.)

4 MR. HANSEN: All opposed?

5 (No response.)

6 MR. HANSEN: Let the record reflect the vote is
7 unanimous. Ayes have it. It is now 11:04. We are done.

8 (Whereupon, at 11:04 a.m., the meeting was
9 adjourned.)

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MEETING OF: Motor Vehicle Crime Prevention Authority
LOCATION: Austin, Texas
DATE: February 5, 2020

I do hereby certify that the foregoing pages,
numbers 1 through 92, inclusive, are the true, accurate,
and complete transcript prepared from the verbal recording
made by electronic recording by Latrice Porter before the
Texas Department of Motor Vehicles.

DATE: February 10, 2020

(Transcriber)

On the Record Reporting
7703 N. Lamar Blvd. #515
Austin, Texas 78752