



**AGENDA
BOARD MEETING
TEXAS DEPARTMENT OF MOTOR VEHICLES
4000 JACKSON AVE., BUILDING 1, LONE STAR ROOM
AUSTIN, TEXAS 78731
FRIDAY, JULY 25, 2014
8:00 A.M.**

All agenda items are subject to possible discussion, questions, consideration, and action by the Board of the Texas Department of Motor Vehicles (Board). Agenda item numbers are assigned for ease of reference only and do not necessarily reflect the order of their consideration by the Board. The Board reserves the right to discuss any items in executive session where authorized by the Open Meetings Act.

1. CALL TO ORDER

- A. Roll Call and Establishment of Quorum
- B. Public Comment
- C. Comments and Announcements from Chairman, Board Members, and Executive Director
 - 1. Statement on Proposed Deputy Rules - Chairman Walker
 - 2. Next Board Meeting Date - Chairman Walker

2. REPORTS

A. Executive Director Reports - Whitney Brewster

TxDMV - related activities identified as noteworthy, which may include reports.

- 1. Performance Measures
- 2. Legislative Hearings
- 3. Houston Regional Service Center Relocation
- 4. Enterprise Project Management Office Director
- 5. Chief Hearings Examiner
- 6. Automobile Burglary and Theft Prevention Authority Director
- 7. FY 2015 Operational Plan

B. Legislative Reports - Jeremiah Kuntz

- 1. 83rd Legislative Session Implementation Update
- 2. 84th Legislative Session Update

3. RESOLUTIONS for INDIVIDUAL CONSIDERATION - RULES

A. Adoption of Rules under Title 43, Texas Administrative Code

- 1. **Chapter 217, Vehicle Titles and Registration - Jimmy Archer**
Subchapter B, Motor Vehicle Registration
Section 217.30, Commercial Vehicle Registration
(Proposal Published May 30, 2014 - 39 Tex. Reg. 4222)
- 2. **Chapter 219, Oversize and Overweight Vehicles and Loads - Jimmy Archer**
Subchapter A, General Provisions

Section 219.3, Surety Bonds for Ready-mix Concrete Trucks, Concrete Pump Trucks, Vehicles Transporting Recyclable Materials, and Solid Waste Vehicles
Subchapter C, Permits for Over Axle and Over Gross Weight Tolerances
New Section 219.32, Ready-Mixed Concrete Truck Permits
(Proposal Published March 28, 2014 - 39 Tex. Reg. 2256)

3. **Chapter 219, Oversize and Overweight Vehicles and Loads - Jimmy Archer**
Subchapter C, Permits for Over Axle and Over Gross Weight Tolerances
New Section 219.33, Federal Disaster Relief Permit
(Proposal Published May 30, 2014 - 39 Tex. Reg. 4229, as New Section 219.33, MAP-21 Emergency Permits)
4. **Chapter 217, Vehicle Titles and Registration - Tim Thompson**
Subchapter B, Motor Vehicle Registration
Section 217.23, Special Registration Permits
(Proposal Published March 28, 2014 - 39 Tex. Reg. 2253)
5. **Chapter 217, Vehicle Titles and Registration - Tim Thompson**
Subchapter B, Motor Vehicle Registration
Section 217.28, Specialty License Plates, Symbols, Tabs, and Other Devices
(Proposal Published May 30, 2014 - 39 Tex. Reg. 4216)

B. Proposal of Rules under Title 43, Texas Administrative Code

1. **Chapter 207, Public Information (Repeal) - David D. Duncan**
Rule Review, Government Code, §2001.039 and
Amend Section 217.93, Cost of Motor Vehicle Records
2. **Chapter 208, Employment Practices - David D. Duncan**
Rule Review, Government Code, §2001.039
3. **Chapter 209, Finance - David D. Duncan**
Rule Review, Government Code, §2001.039
4. **Chapter 210, Contract Management - David D. Duncan**
Rule Review, Government Code, §2001.039
5. **Chapter 218, Motor Carriers - Bill Harbeson**
Subchapter F, Enforcement
Section 218.72, Administrative Sanctions
Section 218.75, Implications for Nonpayment of Penalties (Repeal)
New Section 218.78, Appeal of Denial

4. BRIEFINGS and ACTION ITEMS

A. Projects and Operations Committee Report - Board Member Barnwell

1. FY 2015 Interagency Agreement between TxDOT and TxDMV
2. Enterprise Project Management Office Update
3. HB 2305 Single Sticker Update
4. Update on Study of Cost to Process Motor Vehicle Registration and Titling Transactions
5. HB 2394 Study on Feasibility of Titling Trailers
6. Office of Administrative Hearings Update

B. Finance and Audit Committee Report - Board Member Palacios

1. FY 2014 Third Quarter Financial Report
2. FY 2016-2017 Legislative Appropriations Request and Exceptional Items, including Automobile Burglary and Theft Prevention Authority
3. FY 2015 Internal Audit Plan
4. Update on Study of Costs to Process Motor Vehicle Registration and Titling Transactions

C. Memorandum of Understanding between ABTPA and TxDMV - Whitney Brewster

D. Specialty Plate Designs - Tim Thompson

1. Iowa State University - Vendor Plate
2. Take Care of Texas (Texas Commission on Environmental Quality) - Non-Vendor Plate

5. EXECUTIVE SESSION

A. Section 551.071 - Consultation with and advice from legal counsel regarding:

1. pending or contemplated litigation, a settlement offer;
2. a matter in which the duty of the attorney to the government body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Government Code, Chapter 551; or
3. any item on this agenda.

B. Section 551.074 - Personnel matters. Discussion relating to the appointment, employment, evaluation, reassignment, duties, discipline, and dismissal of personnel.

6. ACTION ITEMS FROM EXECUTIVE SESSION

7. ADJOURNMENT

The Board will allow an open comment period to receive public comment on any agenda item or other matter that is under the jurisdiction of the Board. No action will be taken on matters that are not part of the agenda for the meeting. For subjects that are not otherwise part of the agenda for the meeting, Board members may respond in accordance with Government Code, Section 551.042 and consider the feasibility of placing the matter on the agenda for a future meeting.

Agenda items may be presented by the named presenters or other TxDMV staff.

Pursuant to Section 30.06, Penal Code (trespass by holder of license to carry a concealed handgun), a person licensed under Subchapter H, Chapter 411, Government Code (concealed handgun law), may not enter this property with a concealed handgun.

Any individual with a disability who plans to attend this meeting and requires auxiliary aids or services should notify the department as far in advance as possible, but no less than two days in advance, so that appropriate arrangements can be made. Contact Stacy Steenken by telephone at (512) 302-2380.

I certify that I have reviewed this document and that it conforms to all applicable Texas Register filing requirements.

CERTIFYING OFFICIAL: David D. Duncan, General Counsel, (512) 465-5665.