

AGENDA
BOARD MEETING
TEXAS DEPARTMENT OF MOTOR VEHICLES
4000 JACKSON AVE., BUILDING 1, LONE STAR ROOM
AUSTIN, TEXAS 78731
FRIDAY, AUGUST 14, 2015
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. **Quarterly Performance Measures** – Whitney Brewster
 - 2. Best of Texas Awards – Whitney Brewster
 - a. Tom Benavides - Outstanding IT Service and Support
 - b. National Motor Vehicle Title Information Systems (NMVTIS) - Best Application Serving the Public

2. EXECUTIVE SESSION

- A. Section 551.071** - Consultation with and advice from legal counsel regarding:
 - 1. pending or contemplated litigation, or 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.

3. ACTION ITEMS FROM EXECUTIVE SESSION

4. BRIEFINGS, DISCUSSION, CONSIDERATION AND POSSIBLE ACTION

A. Creation of Household Goods Motor Carrier Advisory Committee and Appointment of Members - Bill Harbeson

B. Finance & Audit Committee Update – Board Member Palacios

1. **FY 2015 Third Quarter Financial Report**
2. **FY 2016 Recommended Operating Budget**
3. **Internal Audit Division Status Report – August 2015**
4. **TxDMV Audit Plan for FY 2016**
5. **Internal Controls over the State of Texas Titling Processes**
6. FY 2016 Interagency Agreement between TxDOT & TxDMV

C. 84th Legislative Session Legislative Implementation Progress Report - Caroline Love

D. Projects & Operations

1. **FY 2016 Operational Plan Update** - Tom Shindell
2. **Enterprise Projects Quarterly Report** - Judy Sandberg

E. Office of Administrative Hearings Update – Edward Sandoval

F. Specialty Plate Design - Jeremiah Kuntz

- University of Colorado - Vendor Plate

5. RESOLUTIONS for INDIVIDUAL CONSIDERATION - RULES

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

1. **Chapter 206, Management – David D. Duncan**
Section 206.41, Petition
2. **Chapter 208, Employment Practices – Sharon Brewer**
Section 208.12, General Standards (concerning tuition reimbursement)
3. **Chapter 217, Vehicle Titles and Registration - Jeremiah Kuntz**
Deputies and Processing and Handling Fees
Section 217.23, Initial Application for Vehicle Registration
Section 217.24, Vehicle Last Registered in Another Jurisdiction
Section 217.161, Deputies
New Sections 217.162 - 217.167
New Subchapter I, Fees, Sections 217.181 - 217.184
4. **Chapter 217, Vehicle Titles and Registration – Jimmy Archer**
Section 217.56, Registration Reciprocity Agreements

ITEM 5.A.3
REMOVED FROM
CONSIDERATION

5. Chapter 219, Oversize and Overweight Vehicles and Loads - Jimmy Archer and Bill Harbeson

Subchapters A - E, G and H

6. New Chapter 221, Salvage Vehicle Dealers, Salvage Pool Operators and Salvage Vehicle Rebuilders – Bill Harbeson

- a. New Subchapters A - F, Sections 221.1 – 221.115
- b. Repeal Chapter 217, Subchapter I, Salvage Vehicle Dealers

B. Petition for Rulemaking under Title 43, Texas Administrative Code, §206.41 and Government Code, §2001.021

Chapter 215, Motor Vehicle Distribution - Bill Harbeson

Section 215.244, Definitions (concerning advertising)

6. 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.