

MOTOR VEHICLE ADVISORY BOARD | MINUTES

November 16, 2021 | 2:00 pm MST | Utah State Tax Commission 210 N 1950 W SLC UT 84134

Attendees

Board Members in attendance:

Stephen Wade
Kirk Schneider
Clint Martin
Jon Weese

Others in attendance:

John Valentine	Wayne Jones
Scott Smith	Craig Bickmore
Allan Shinney	Jason Bickmore
Larry Ball	Chris Mantis
Cole McAfee	Adam Jones
Maria Islas	John Watson
Alecia Hunter	Ryan Ashworth

Agenda topics

Call to order

Consider Approving Minutes of Previous Meeting [Action Item]

Commissioner John Valentine swearing in new board member

Public Comment (members of the public wishing to address the Motor Vehicle Advisory Board for up to three minutes)

Announcement of Stephen Wade as Chair

Legislative matters

DMV Issues

- (a) Covid Issues state to State
- (b) New vs Used Dealerships concerns

MVED matters

- (a) Attorney matter
- (b) Audits
- (c) Out of state issues and voids

Other items

Next board meeting date

Adjourn

Discussion items:

Call to order

Public Comment

Prior meeting minute review

Swearing in new board member

Announcement of Stephen Wade as Chair

Legislative matters

DMV Issues

- (a) Covid Issues state to State

Person responsible Title:

Stephen Wade	Board Chair
Stephen Wade	Board Chair
Open forum	None
John Valentine	John Valentine

- (b) New vs Used Dealerships concerns

MVED matters

- (a) Attorney matter
- (b) Audits
- (c) Out of state issues and voids

Other items

Next board meeting date

Adjourn

Minute Details:

1. Meeting called to order
2. Public comment
3. Minutes from August 2021 approved with unanimous vote.
4. Swearing in new board member
5. Announcement of new Chair
6. Legislative matters
7. DMV Issues
8. MVED matters
9. Next Board meeting date
10. Adjourn

- Stephen Wade – Call of order individually with names and titles.
- Clint Martin – Making motion to approve minutes from last board meeting.
- Stephen Wade – approved minutes.

Public Comment:

- Alecia Hunter: Requesting more information on the training program that was proposed on the last board meeting as this will affect her industry.
- Allan Shinney –We are neutral on anything, we are not sponsoring any bill. We have not seen an official proposal.
- Stephen Wade: Education and communication are two big factors. Allan, maybe you can help us with getting a better education for us to understand this as a group.
- Alecia Hunter: the process right now to become an educator is to submit the curriculum and someone from MVED approves it. Once is approved, we open the online portal. There is five others that provide this training. We work with used and new dealers.
- Allan Shinney – we have not seen any proposal. We are renewing and licensing dealers as usual. I recommend getting with Wayne and Craig over the proposal. I can meet with you if needed.

- Ryan Ashworth - I work with MVED.org. I am all for getting education to being standardized. I am more concern on he allow of the competition. Where the information is coming from? The process? Not to have advantage from one educator to the other.
- Allan Shinney – The common theory we have heard from dealerships that they do not want to admit for their doing so they blame it on the trainers. I have never validated that one time in the 21 years I have been here.
- Ryan Ashworth – I am concern on who is developing the course. Most associations here are also associated with competing education way. This might affect us in time frame.
- Allan Shinney - I think there is some confusion here, the training requirements are not intended to change, that would have to be changed by legislation and there are requirements in rules and statute that clearly say what you are expected to do. We are talking about preventing violations; information can be acquire through our website or calling an investigator at our office. I am not aware of any changes.
- Wayne Jones – The proposal is based on a bigger picture. Our intent is not to do change any of the current dealer training.

Honoring John Watson:

- Stephen Wade – Introducing and thanking John Watson the previous Chair of the board.
- Allan Shinney – Thanked Wayne Jones and Craig Bickmore certain pedometers. We would like to thank John Watson for his time as Chair with our board. What we have learned in the past couple of years has helped us be efficient for the times we are facing right now. MVED has the green light to listen and fix issues that make sense if we can do it we will do it, we are all in this together. John, MVED with the assistance of the association would like to present you with this plaque, this plaque is obviously earned. Congratulations!
- John Watson – There is not been anyone like Allan Shinney he calls, he communicates, he will do what is needed, as well as the officers. I hope they will always keep this board together; this board helps from all levels from the biggest to the smallest dealerships. Thank you very much, I will honor this and appreciate it and I love the time I have spent it here.

Swearing in new board member:

- Allan Shinney – We will have Commissioner John Valentine swear in the new board member John Weese.
- John Vallentine – Swore in the new member, John Weese.
- Allan Shinney – We appreciate you John Weese, that you are willing to serve the board and help us out your service will be greatly appreciate it.
- John Weese – Thank you!

Legislative matters:

- Allan Shinney – The only thing I am aware as of right now is safety inspections. I have not seen anything drafted yet. I have told the law enforcement bulleting that dealers are never

contested safety inspection but they will support safety inspections. This is not a dealership problem, dealers' sale safe cars. The industry is supportive of the safety inspections in the way it was in place, we did not support it going away and we will welcome any changes.

- Scott Smith – There is a bill that will be presented that is on the intern and transportation Agenda. That will be for funding an attorney general position to prosecute criminal offences; the tax commission is neutral on that but that bill I think they want to make it a committee bill tomorrow afternoon.
- John Valentine – The bill is a consolidated bill that is for transportation; it has a lot of things in it but deep in it there is the prevision of funding an attorney general office member, that person will be dedicated in prosecution of cases. It would not be a tax commission employee nor that person will be in advice to the tax commission therefore that is why the tax commission is neutral to it. That attorney would be helpful for everybody including new and used dealers.
- Allan Shinney – I think is very important to understand that MVED has both administrative and criminal cases. This employee will not have to do anything with the administrative side we will still proceed the way we have. This is strictly for criminal cases. This has been a topic of discussion for a long time we are seeing finally a light at the end of the tunnel; I think moving forward this is going to change our division significantly. We are committed on getting better and this is the way for us to get better, this is modern.
- Wayne Jones – For the franchise point of view there is a re authorization on the power sports franchise. There is a count case on the special plates there might be an allow on special plates.
- Scott Smith – The bill went out two hours ago what it does it puts a more notorious mark on the special plates, there was a supreme court decision depending how you interpret it it could open up what can be put on a plate, it takes away the is not offensive or is this offensive. Personally, there is a lot of things I do not want on a plate. Currently anyone who has a plate can keep it but we will not issue any new ones.
- Wayne Jones – Department of commerce is reviewing their license reviews, we will make sure motor vehicles stay out of the commerce. There are three bill for safety inspections out that are being proposed right now. There is also a vehicles emission reduction program bill, on older vehicles that cannot pass emissions. We will have a discussion with the DMV and MVED with some of the mileage disclosure issues that are coming up. There are also some national legislation coming up right now on privacy issues.
- Scott Smith – Because there is two different types of plates there is support plates and plates that honors individuals or groups. What this proposal would do two standard issue plates that would recognize some rock formation. There will be a fourth category that would be specifically to recognize a group for 5 years and then it would change.
- John Valentine – with the movement of the prison there is no way the equipment can be transfer or moved since it was installed over

Years ago. We have decided to follow the digital ways and to engage in processes that are more current and with equipment that could get replaced if it goes down. It is a digital imprint; we would maintain the same plate images approximately to what we have now

but it would be cleaner and there would be a change on the price of the new plates. They are about 24 months out on the change to the new prison.

- Allan Shinney – It is a monumental task that we are working on and the DMV has been doing a good job on it.
- Wayne Jones – Would you give us an update on the rules stuff that I discussed with the processes?
- John Valentine – There are no current updates on it. They have not been formulated in to changes yet; we have adopted seven new rules in the last meeting that we have to get done because is a restructuring within the commission just in regards on how we have a spoke person for the commission, those are really time sensitive the other ones are in process and I can't even tell you where exactly we are at with those.

DMV issues and MVED matters:

- Allan Shinney- I Just want you all to know that Scott Smith has worked extremely hard with us having visit with the DMV. We have assisted over 200 dealers with titles that were not able to obtain from other states. We were going to present to board in January that we were going to take over dismantling issues and we have taking that over. MVED is doing Dismantling and junk permits for licensing's, they no longer need to go to the DMV. We are going to expedite this process significantly. It will help the industry; we are helping dealers with those problems.

Audits are out right now please resolve them as quickly as possible.

State of Washington is no longer allowing transporter plates to be used outside of geographic boundaries. We recommend getting dealer plates instead of transporter plates. Is an auto theft issue. We are not taking them away, Transporter plates are not the solution to needed more dealer plates, and we will give you more dealer plates if needed.

I appreciate Craig and Wayne on helping us getting Carvana on board and getting them licensed.

We are not taking any plates away.

We have embraced the DMV police vision that, we will take any title case and any issue you may have.

- Clint Martin – We talked about mileage on titles on the last board meeting on vehicle being reposed. If it is a buy here and pay here and they are repossessing the vehicle if the DMV doesn't get an odometer disclosure by the previous owner; the person they took the car from they are marking titles as not actual mileage.
- Allan Shinney – I think this is one of those things the intend of the law is not cover by this rule. Why would someone getting their car reposed sign an odometer disclosure? I think the best thing to do is to send me an email with the issue and I will get with the right person to get this fixed. We are working on some other issues that could be tagged things in to this. If you read the statue on odometers it could be a trouble damage law sue please be aware there is both sides of it.

- Stephen Wade – I would like to express our appreciation for Allan and his team and what they have done for us. I am so thankful that we have this, I believe in the importance of this. This is the best I've seen it.
- Allan Shinney – Electronic titling is getting closer. I think a lot of the good things it because of our preparation with electronic titles. We would have not been in the position to deal with these issues if it was not for all the work that we did to be prepared for that. We have a great system. Some state are already doing electronic titles.

Next Board meeting date:

- Allan Shinney – We will coordinate with Craig and Wayne on the next board meeting date. If we need to cancel it or do google meets, we can.
- Stephen Wade – We will coordinate it for January 10th for now.

Meeting adjourned.