

**MINUTES OF THE MEETING  
OF THE  
LOUISIANA MOTOR VEHICLE COMMISSION  
MOTOR VEHICLE SALES FINANCE DIVISION  
3519 12<sup>th</sup> Street  
Metairie, Louisiana 70002  
Monday, May 19, 2014**

The meeting was called to order at 1:30 p.m. by Chairman Raymond J. Brandt.

Present were:

Chairman Raymond J. Brandt	Commissioner V. Price LeBlanc, Jr.
Commissioner Troy J. Duhon	Commissioner Brian C. Bent
Commissioner Alexis D. Hocevar	Commissioner John W. Timmons
Commissioner James C. "Jim" Hicks	Commissioner Joseph W. "Bill" Westbrook
Commissioner Philip E. Tarver	Commissioner Donna S. Corley
Commissioner Maurice C. Guidry	Commissioner Don P. Hargroder

L. A. House, Executive Director  
Adrian F. LaPeyronnie, III, Counselor  
Gregory F. Reggie, Counselor  
Burgess E. McCranie, Jr., Counselor

Absent were:

Commissioner John B. Fabre	Commissioner Thad J. Ryan, III
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Also, in attendance were Commission staff: Ingya Cattle, Assistant Executive Director; Art Quick, Commission Investigator 5; Commission Investigator Supervisor, Wayne Lee; Commission Investigators, Amy Lawson, Neil Rogers, and Michael Delrie; Administrative Coordinators, Pam Mangin, Gaynelle Mitchell, Stacey Broussard, and Trina Adams.

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At this time the Executive Director presented the commission with the following legislative bill which became Act 36 and became effective on May 16, 2014.

**ENROLLED**

Regular Session, 2014

HOUSE BILL NO. 183  
BY REPRESENTATIVE HARRIS

AN ACT

To amend and reenact R.S. 6:969.18(A)(2) and to repeal R.S. 6:969.18(G), relative to the Louisiana Motor Vehicle Sales Finance Act; to increase the documentation and compliance fee authorized to be collected by a motor vehicle seller, who may be an extender of credit, for certain transactions; to provide relative to the requirement of disclosure of the documentation and compliance fee; to provide for an effective date; and to provide for related matters.

Be it enacted by the Legislature of Louisiana:

Section 1. R.S. 6:969.18(A)(2) is hereby amended and reenacted to read as follows:

§969.18. Documentation and compliance fees; notary fees; transfer of equity and other fees; disclosure

A.

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(2)(a) The seller, who may also be an extender of credit, may, in connection with any retail sale, including but not limited to a retail installment transaction, charge a fee for credit investigation, compliance with federal and state law, preparation of the documents necessary to perfect or satisfy a lien upon the objects sold, and any other functions incidental to the titling of the retail sale. The maximum amount permitted to be charged shall be ~~one~~ two hundred dollars.

(b) When a seller, who may also be an extender of credit, charges a fee pursuant to this Paragraph, a written disclosure shall be provided to the consumer stating the amount of the fee collected pursuant to this Paragraph, along with the following statements in conspicuous type: "This fee is authorized by R.S. 6:969.18(A)(2). It is not a mandatory state fee. The seller, who may also be an extender of credit, may charge the fee for credit investigation, compliance with federal and state law, preparation of the documents necessary to perfect or satisfy a lien upon the objects sold, and any other functions incidental to the titling of the retail sale." The disclosure shall be printed on the bill of sale, buyer's order, or sales contract which is signed by the buyer and retained by the buyer and seller.

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Section 2. R.S. 6:969.18(G) is hereby repealed in its entirety.

Section 3. This Act shall become effective upon signature by the governor or, if not signed by the governor, upon expiration of the time for bills to become law without signature by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act shall become effective on the day following such approval.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: \_\_\_\_\_

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Chairman Brandt called for a reading of the minutes of the March 10, 2014 meeting. Commissioner Hocevar made a motion to accept the minutes as read. Commissioner Duhon seconded this motion and it was unanimously approved.

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The Executive Director was directed to include in these minutes the following excerpt from the Louisiana Motor Vehicle Commission meeting immediately preceding this meeting.

“Chairman Brandt asked for a review of the March and April financial statements of the Louisiana Motor Vehicle Commission, Motor Vehicle Sales Finance Division, copies of which were before each Commission Member. Commissioner Hocevar made a motion to accept the March and April financial statements as presented and incorporate into these minutes. This motion was seconded by Commissioner Duhon and it was unanimously approved.”

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Chairman Brandt called for a review of the motor vehicle sales finance license issued:

<u>SALES FINANCE COMPANY</u>	<u>CITY</u>	<u>LIC. #</u>
Global Lending Services LLC	Tempeta, Arizona	#SF-2014-00878

The Executive Director reported the application and supporting documentation were in order for this motor vehicle sales finance applicant. Commissioner Duhon motion to ratify the motor vehicle sales finance license issued, #SF-2014-00878. Commissioner LeBlanc seconded this motion and it was unanimously approved.

<u>SALES FINANCE COMPANY</u>	<u>CITY</u>	<u>LIC. #</u>
United Auto Brokers, LLC.	Lake Charles, Louisiana	#SF-2014-00879

The Executive Director reported the application and supporting documentation were in order for this motor vehicle sales finance applicant. Commissioner Tarver motion to ratify the motor vehicle sales finance license issued, #SF-2014-00879. Commissioner Corley seconded this motion and it was unanimously approved.

<u>SALES FINANCE COMPANY</u>	<u>CITY</u>	<u>LIC. #</u>
Fairchild Wholesale, LLC	Hammond, Louisiana	#SF-2014-00880

The Executive Director reported the application and supporting documentation were in order for this motor vehicle sales finance applicant. Commissioner LeBlanc motion to ratify the motor vehicle sales finance license issued, #SF-2014-00880. Commissioner Hovevar seconded this motion and it was unanimously approved.

<u><i>SALES FINANCE COMPANY</i></u>	<u><i>CITY</i></u>	<u><i>LIC. #</i></u>
Exeter Finance Corp.	Ft. Worth, Texas	#SF-2014-00881

The Executive Director reported the application and supporting documentation were in order for this motor vehicle sales finance applicant. Commissioner Westbrook motion to ratify the motor vehicle sales finance license issued, #SF-2014-00881. Commissioner Hicks seconded this motion and it was unanimously approved.

<u><i>SALES FINANCE COMPANY</i></u>	<u><i>CITY</i></u>	<u><i>LIC. #</i></u>
K.P.'s Auto Sales, Inc. DBA Auto Plex 2000 Preowned Super Stores	Lake Charles, Louisiana	#SF-2014-00883

The Executive Director reported the application and supporting documentation were in order for this motor vehicle sales finance applicant. Commissioner Tarver motion to ratify the motor vehicle sales finance license issued, #SF-2014-00883. Commissioner Corley seconded this motion and it was unanimously approved.

<u><i>SALES FINANCE COMPANY</i></u>	<u><i>CITY</i></u>	<u><i>LIC. #</i></u>
K.P.'s Auto Sales, Inc. DBA Auto Plex 2000 Preowned Super Stores	Lafayette, Louisiana	#SF-2014-00884

The Executive Director reported the application and supporting documentation were in order for this motor vehicle sales finance applicant. Commissioner Guidry motion to ratify the motor vehicle sales finance license issued, #SF-2014-00884. Commissioner Hargroder seconded this motion and it was unanimously approved.

<u><i>SALES FINANCE COMPANY</i></u>	<u><i>CITY</i></u>	<u><i>LIC. #</i></u>
T. O. C. Auto, LLC DBA T. O. C. Auto, LLC	Monroe, Louisiana	#SF-2014-00885

The Executive Director reported the application and supporting documentation were in order for this motor vehicle sales finance applicant. Commissioner Hicks motion to ratify the motor vehicle sales finance license issued, #SF-2014-00885. Commissioner Westbrook seconded this motion and it was unanimously approved.

<u><i>SALES FINANCE COMPANY</i></u>	<u><i>CITY</i></u>	<u><i>LIC. #</i></u>
Top Auto Rental & Sales, L.L.C.	Lafayette, Louisiana	#SF-2014-00886

The Executive Director reported the application and supporting documentation were in order for this motor vehicle sales finance applicant. Commissioner Guidry motion to ratify the motor vehicle sales finance license issued, #SF-2014-00886. Commissioner Hargroder seconded this motion and it was unanimously approved.

<u><i>SALES FINANCE COMPANY</i></u>	<u><i>CITY</i></u>	<u><i>LIC. #</i></u>
World Omni Financial Corp. DBA Southeast Toyota Finance	Mobile, Alabama	#SF-2014-00887

The Executive Director reported the application and supporting documentation were in order for this motor vehicle sales finance applicant. Commissioner Bent motion to ratify the motor vehicle sales finance license issued, #SF-2014-00887. Commissioner Duhon seconded this motion and it was unanimously approved.

<u><i>SALES FINANCE COMPANY</i></u>	<u><i>CITY</i></u>	<u><i>LIC. #</i></u>
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Santander Consumer USA, Inc. DBA Santander Auto Finance DBA Drive Financial DBA RoadLoans DBA Chrysler Capital	Dallas, Texas	#SF-2014-00889
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The Executive Director reported the application and supporting documentation were in order for this motor vehicle sales finance applicant. Commissioner Hargroder motion to ratify the motor vehicle sales finance license issued, #SF-2014-00889. Commissioner Hocevar seconded this motion and it was unanimously approved.

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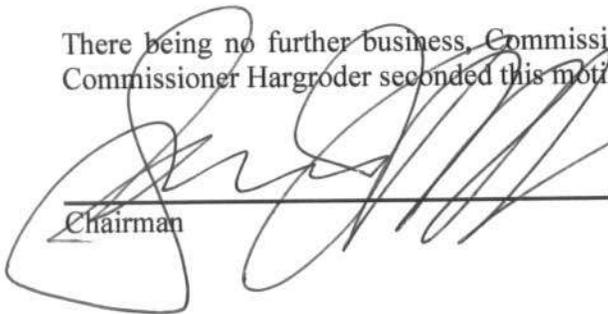
The Chairman called for a review of the license issued. Commissioner Tarver made a motion to ratify the licenses issued: sales finance, #SF-2014-00877 through #SF-2014-00922; GAP Administrators: #GA-2014-00124 through #GA-2014-00127; GAP Administrator Agents: #GAA-2013-00084 through #GAA-2014-00085 and #GAA-2014-00061 through #GAA-2014-00081. Commissioner Hocevar seconded this motion and it was unanimously approved.

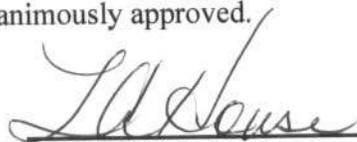
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The Executive Director reported on routine matters being handled by the staff and not requiring action by the Commission at this time.

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There being no further business, Commissioner Guidry made a motion to adjourn the meeting at 1:45 p.m. Commissioner Hargroder seconded this motion and it was unanimously approved.

  
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Chairman

  
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Executive Director