

**Motor Vehicle Advisory Board**  
**November 16, 2022**  
**Meeting Minutes**

Members Present

- Secretary Sullivan
- Fritz Kreuzinger (remote)
- Rachel Hazaray
- Mike Hierholzer
- Danny Hockett
- Tom Kelley
- Steve Hartwig (remote)
- Ken Eckstein
- Jim Arnold (remote)
- Mike Hamilton

Non-members Present

- Ali Bartlett
- Malika Butler
- Jason Wetzel
- Matthew Norris
- Michael Mervis

Adoption of June 22, 2022 Minutes

- Rachael Hazaray moves to approve.
- Mike Hierholzer seconds.
- All in favor, none opposed.

Office update

- Transitioning to new secretary

Ethics

- Ethics training needed to be done
  - Will provide that information to members

ADSD Division and System Update

- New staff
  - Deputy Director and Senior Counsel – Kyle Bonick
  - Licensing and Compliance Manager – Ashleigh Bell
- Catalytic convertor changes
  - Law enforcement affidavit was an option prior to the new legislation
    - This is not a state form that was created by SOS, there is no official state form.
    - Compiled examples from a variety of LE agencies
  - IDEM has provided some additional information and leads on potential bad actors.
  - New license applications for auto recyclers that now need to be licensed based on the new legislation
- Leasing
  - Should it count as sales activity or not?
    - Some states give exemptions to franchised dealers

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MVAB reappointments

- Everyone has agreed to be reappointed

Member Open Discussion

- Montana LLCs are being used to bypass paying sales tax.
  - Consumers are buying small plots of land or in some other way getting a Montana address, forming the LLC and titling their vehicle in Montana to avoid paying Indiana sales tax.
- Pushing for harsher penalties for selling a vehicle without a title.
  - Currently it is a misdemeanor and treated as a civil case.
  - ADSD has had one successful case of criminal action taken, involving Wolfe's Auto Auction.
  - Discussion of trainings with auctions about what paperwork needs to be kept on file, which would help prove a criminal case.
- Temporary plates
  - Any circumstances that dealers can issue a second plate?
  - Dealers will be contacted directly if this is an option, but otherwise no.
  - Consumers who have issues where the dealership has not produced the title within 31 days can file a complaint with ADSD and request a temporary plate from the division.

Closure

- Tom Kelley moves to close.
- Mike Hamilton seconds.
- All in favor, none opposed.