



**OHIO BOARD OF MOTOR VEHICLE REPAIR
BOARD MEETING MINUTES**

FEBRUARY 18, 2015 10:00 AM

**Vern Riffe Tower
77 South High Street
19th Floor, Rm. 1932
Columbus, Ohio 43215**

1. MEETING WAS CALLED TO ORDER AT 10:55 a.m.

2. BOARD MEMBERS IN ATTENDANCE: Jeff Wagner, William Ogg, Matthew Penney, C J Paterniti, Earl Dohner, Rico Barrera (AAG), Michael Greene, Daniel Gibson, Craig Robinson, Theresa Peppers, Kimberly Sherfield

BOARD MEMBERS NOT IN ATTENDANCE: Joseph Sanfillipo, Jr., Christopher Sterwerf

GUESTS IN ATTENDANCE: Matt Dougher (ASA)

3. REVIEW OF NOVEMBER 12, 2014 MEETING MINUTES:

MOTION TO ACCEPT: Earl Dohner

SECOND: Matthew Penney

VOTE: Motion Carried

4. BOARD REVIEW AND DETERMINATION RE: PENDING REGISTRATION APPLICATIONS:

A. Vote by Board on regular registrations pending from November 1, 2014 through January 31, 2015.

MOTION TO ACCEPT: Earl Dohner

SECOND: Matthew Penney

VOTE: Motion Carried

5. OTHER BUSINESS:

Investigator's Reports – Invests. Dan Gibson / Craig Robinson / Theresa Peppers

**GIBSON
YEAR TO DATE TOTALS 2014**

Shop Visits	697
Renewals	26
NOV	172
New Shop Apps	77
Complaints Invest	54 (INVOLVING 54 SHOPS)
Shops Located Out of Bus	63

GIBSON: I made it to 50 counties during the year 2014 and I travelled 26552 miles.

FEBRUARY 09 thru 12, 2015

Shop Visits	69
Renewals	0
NOV	12
New Shop Apps	25
Complaints Invest	4 (INVOLVING 4 SHOPS)
Shops Located Out of Bus	21

Visited 11 counties in 2015

ROBINSON

YEAR TO DATE TOTALS 2014

Shop Visits	1280
Renewals	145
NOV	387
New Shop Apps	223
Complaints Invest	83 (INVOLVING 83 SHOPS)
Shops Located Out of Bus	64

ROBINSON: I made it to 41 counties during the year 2014. Four (4) shops were being processed for A.G. action; (1 Lake County, 1 Erie County, 2 Lucas County).

I had about the same amount mileage as Dan did last year, about 27,000.

JANUARY 01, 2015 through February 17, 2015

Shop Visits	63
Renewals	10
NOV	29
New Shop Apps	8
Complaints Invest	4 (INVOLVING 4 SHOPS)
Shops Located Out of Bus	1

DOUGHER: There was a shop, I don't know if you do anything with these or not but, I was reading in the paper the other day that there was a shop on the west side that was kind of being used as a drug type front in the Cleveland area. I don't know if that's something that you concern yourselves with or not.

GREENE: We could report that to the proper agency that has jurisdiction.

DOUGHER: The Cleveland Police know about it.

ROBINSON: Oh they do? I was going to say, because I've got a lot of connections up there and if you've got something like that let us know.

DOUGHER: It was just in the paper and its shops like that give the body shop industry a bad name.

ROBINSON: You have the name on it?

DOUGHER: Yeah, it's (INAUDIBLE)

ROBINSON: Yeah, I know exactly where it's at.

GREENE: Are they registered Craig, do you know?

DOUGHER: It was on; I think it was on Cleveland.com; that's where I found it.

ROBINSON: I'll do a little bit of investigating on that.

DOUGHER: I don't know if they are registered or not.

PATERNITI: Have they been in business awhile? I've never heard of them.

DOUGHER: Well its West 63rd so I'm sure it's in a; it's not the best neighborhood over there. It was couple of club owners from Cleveland; they got shut down at the club and then they started going to this guy's place because I think they were friends. I don't know how much business they do I just saw it.

ROBINSON: We'll check it out.

PENNEY: On all renewals, do we check on them as they are being renewed? Do we check on every one of them?

GREENE: Yes, we have a system set up where the renewals go out 30 days prior to and then about 30 days after they expire we pull a recap and Theresa goes through those and then sends them a Renewal Reminder. She then follows up on that to see if they renewed after that and if they didn't, they get a Failure to Renew and then they get a Notice of Violation. Every 30 days they get the next (INAUDIBLE)

PENNEY: Does somebody actually go to that shop; even if they applied and did all of the right paperwork? Do we visit them or no?

GREENE: Yes, they do. That's what the Courtesy Visits are.

ROBINSON: I will say, and I speak for Dan on this too, one of the things we try to do is ... it's not all about the Notices of Violations. Anytime we're in town and we're close to a shop that we know that's squared away; what we do is we try to stop in and introduce ourselves, leave a card and just thank them for being compliant. We don't spend a lot of time there like we would for a Notice of Violation; but at the same time those and the Renewal Reminders as well they are to just let people know that hey, appreciate it you know working with us. It's not all of the negative contact its quite the opposite.

B. Attorney General's Report – AAG Rico Barrera

Craig mentioned that 4 injunction requests have been sent to our office. It was reviewed by our office and we did have some issues about meeting evidentiary standards. We had a meeting with our office and the board; I was not a part of this meeting so I'm going to stay away from any specifics but the take away I got from Keeran and my chief was that it was a positive discussion. Both sides voiced their concerns and I that think we're in a better place now we will move forward on these types of actions. We look forward to working forward with you guys on those. Other than that, I don't have any other things to add.

C. Legislation Updates – ASA Ohio Rep. Matt Dougher

We have two bills that we are keeping an eye on. Senator Uecker dropped the mechanical shop registration bill a couple of weeks ago; it's SB 37. The positive thing that came out of last year during Lame Duck is we actually got it out of the House Committee. We got it voted on in the Senate Committee; it passed the Senate. We got it voted out of the House Committee; I'm talking about SB 232, and unfortunately they just looked at four bills on the floor. We were not one of them and it died. That's the furthest we've gotten with that bill, and the positive thing about it is we did a lot of educating on the House side of things. We got it through the Senate; I think it had one vote against it; the rest of them were for it. Mike and I were at the hearings. To be honest with you, I didn't think that it was going to get out of committee. But our folks at GPG really worked hard and got it out of committee. I think we educated some people. Rep. Blessing, of Cincinnati, is going to drop a bill in the House. I don't think that's been done, but it's coming. Again, we did a lot of educating last year as far as it went; we're back at it again. I like where it's going, I think it's very positive.

HB 1, I want to say it's Representative Sheering; I met with him not long ago. HB 1 is a workforce initiative. Hopefully there are some monies set aside for students that get into the work place and this bill would help the businesses get these individuals trained; that's the ultimate goal. This would be for all industries, not just ours. We are one of those industries, body shop and mechanical, that has a need for people. We're on that State list. We met with them, we told them we support it, and we would testify for it. I sent some information out to the members not too long ago about that bill. I think that's very positive; I think there's \$100 mil if I remember correctly. We're going to keep an eye on that bill, and I think that will be very positive for our industry.

The last thing I want to mention is we're going to be doing our educational expo again at the IX Center on the 21st. Mike was kind enough to send it out to all his people. From the collision side we have Mike Anderson coming in again to do a number of courses; he's well known. We have some I-Car training scheduled for that day also. On the mechanical side we have some management training and some technical training; and we'll have a number of vendors there this year. Those that attended last year, you all are invited again.

GREENE: The house bill that Representative Blessing is getting ready to drop, does it mirror SB 37?

DOUGHER: Yes. I'm pretty sure, I haven't seen it yet, I can just go by what Andrew has told me; he's very well behind this. We have done a number of shop visits with legislators, Andrew and I, and in fact we are doing one next week in Mansfield to show why we need this. One of the key things that we have done is to educate; and that is the key thing to getting this passed. If shops can help educate their people, that will help. If you are open to having people come in and do a visit with your representative we would love that. It gets our purpose out there.

D. Director's Report – Mike Greene (PLEASE SEE ATTACHED)

INVESTIGATORS COMBINED REPORT

I did something a little different this year since 2014 was the first full year we had two investigators; I did an Investigator Activity Report for the two of them together.

These numbers are going to come in real handy when I do my budget testimony. To be able to tell the legislators that we are doing something really means a lot. These guys really put together a good report.

In addition to that I did a 10 year report since I'm coming up on my 10 year anniversary April 4th so I thought let's just do a 10 year activity report and see where we stand. The numbers are pretty impressive as you can see. Almost 10,000 shop visits; we're averaging almost 1000 shop visits a year and that is something that the legislators are interested in.

We've investigated 1249 complaints and that is something that comes up all of the time. The Attorney General's office just put out a report in the Columbus Dispatch a couple of weeks ago that they had over 6000 consumer complaints involving auto

repair and if that doesn't tell the legislators we need more legislation, then I don't know what will.

Everybody has done a good job; it's been a team effort here since we've started.

DIRECTOR'S REPORT

Revenue is down; I don't really have an explanation for that. The shop numbers are up; I don't understand why the numbers are down unless the collections of arrears have dropped. Actually the number of noncompliant shops has dropped; I really cannot explain the decrease in revenue. Maybe by the end of the year, that will have leveled out; I'm not sure.

WAGNER: It could be a lot of shops of out of business, maybe.

GREENE: Well there have been a lot of shops going out of business but there have been quite a number of new ones and the new ones were getting compliant pretty fast. Things have slowed down on the tint installers quite a bit but the collision shops are doing great.

FLOOR OPENS FOR QUESTIONS TO DIRECTOR GREENE

PATERNITI: If I buy an existing shop that's registered, does that term out?

GREENE: Yes, it's transferrable, the registration is transferrable. If you buy a shop today and their registration is good until July, all you have to do is write that registration number down on a blank application and put your information on there, we'll update it and put it right it into the process to renew in July.

PATERNITI: Ok

GREENE: It is transferrable. If there is time left on it, and say you want to change it to expire as the same time as your other shops, we can easily prorate that. It comes out to \$18.75 a month or .63 a day and I can easily adjust them.

6. OLD BUSINESS:

- A. Consumer Rights to Auto Repair – Vote on Final Draft

MOTION TO ACCEPT: Matthew Penney

SECOND: Earl Dohner

VOTE: Motion Carried

7. NEW BUSINESS:

- A. 2015 Board Officer Elections

MOTION TO NOMINATE JEFF WAGNER BOARD CHAIR: Earl Dohner
VOTE: CARRIED

MOTION TO NOMINATE CHRISTOPHER STERWER AS BOARD VICE CHAIR:
Earl Dohner

VOTE: CARRIED

- B. 2014 FDS Statements Reminder: Due April 15 and can be done online. The Board pays the filing fees.
- C. 2015 Ethics Training – Can now be done online as a webinar or an interactive training!

MOTION TO ADJOURN: Earl Dohner

SECOND: William Ogg

VOTE: Motion Carried

ADJOURNMENT: NEXT BOARD MTG. – MAY 13, 2015, LOCATION:

Vern Riffe Tower, 77 South High Street, 19th Floor, Room 1932, Columbus, 43215.