

**MINUTES OF REGULAR MEETING
COMMISSION ON CONSUMER CREDIT
June 13, 2012**

The regular monthly meeting of the Commission on Consumer Credit was held at 10:00 a.m. at the Department of Consumer Credit Conference Room, 3613 N.W. 56th Street, Suite 240, Oklahoma City, Oklahoma 73112. The Notice and Agenda for the meeting was posted at the Department's office, outside the main public entrance of the 3 Corporate Plaza office building and on the Department's Internet website on June 8, 2012.

I. Call to Order.

Chairman Stanley called the meeting to order at 10:02 a.m.

II. Roll Call.

PRESENT: Chairman Spencer Stanley, Vice-Chairman Bob Moses, Odell Roland, Trisha Thompson, Rick Harper, James Lee, and Dudley Gilbert for Mick Thompson.

ABSENT: Armando Rosell, Cass Fahler, and Joe Wilbanks.

Chairman Stanley announced that a quorum was present.

STAFF: Scott Leshner, Administrator; Roy John Martin, General Counsel; Lindsie Lundy, Administrative Programs Officer and Gena Merrell, Administrative Assistant and Commission Secretary.

GUESTS: Riley Shaull, Office of State Finance; Austin Slaymaker, Office of State Finance and Gene Seiter.

III. Discussion and possible action regarding the minutes of the regular meeting held May 9, 2012.

Vice Chairman Moses made a motion to approve the minutes of the regular meeting held May 9, 2012. The motion was seconded by Commissioner Lee. The roll call vote was as follows:

Chairman Stanley – Yes; Vice-Chairman Moses – Yes; Roland-Abstain; Trisha Thompson – Yes; Harper – Yes; Lee – Yes.

IV. Public comments. (Limited to three minutes per person).

There were not any public comments.

V. Staff announcements and discussion.

There were not any staff announcements.

VI. Presentation of the Monthly Budget and Financial Reports. Discussion and possible action regarding the Monthly Budget and Financial Reports.

Riley Shaull from the Office of State Finance ("OSF") presented the May 2012 Monthly Budget and Financial Reports. Mr. Shaull also introduced Austin Slaymaker, OSF Budget

Analyst. Mr. Shaull also announced that OSF would be re-named the Office of Management and Enterprise Services, effective November 1, 2012.

Commissioner Trisha Thompson made a motion to approve the May 2012 Monthly Budget and Financial Reports. Commissioner Harper seconded the motion. The motion was unanimously approved.

VII. Discussion and possible action regarding the modification of a contract between the Department of Consumer Credit and Greg Piatt and/or GAP Consulting.

Administrator Leshar announced a proposal to modify the contract with Greg Piatt and/or GAP Consulting as follows:

Change the name of the vendor from Greg Piatt to GAP Consulting;

Allow sub-contractors and employees of GAP Consulting to perform services under the contract;

Change the amount of payments from the Department of Consumer Credit to GAP Consulting from \$34,000.00 to \$45,000.00 for Fiscal Year 2013 and from \$36,000.00 to \$45,000.00 under an option to renew the contract for Fiscal Year 2014.

Vice-Chairman Moses made a motion to modify the contract between the Department of Consumer Credit and Greg Piatt and/or GAP Consulting as presented by Administrator Leshar. Commissioner Harper seconded the motion. The motion was unanimously approved.

VIII. Discussion and possible action regarding legislation, including but not limited to, House Bill 3159, Senate Bill 1974 and Senate Bill 1975 and other legislation affecting the Commission on Consumer Credit.

Administrator Leshar announced that House Bill 3159 was signed by Governor Mary Fallin. House Bill 3159 amends the apportionment of fees and civil penalties collected by the Department of Consumer Credit as follows, effective August 24, 2012:

Eighty percent (80%) of fees and civil penalties collected by the Department of Consumer Credit will be deposited in the Consumer Credit Administrative Expenses Revolving Fund (an increase from seventy percent (70%);

Twenty percent (20%) of fees and civil penalties collected by the Department of Consumer Credit will be deposited in the General Revenue Fund of the State Treasury (a decrease from thirty percent (30%).

Administrator Leshar also stated that House Bill 3159 authorizes the Administrator of Consumer Credit to issue refunds of license fees.

Administrator Leshar discussed Senate Bill 1974, which failed to pass the Oklahoma House of Representatives. Senate Bill 1974 would have changed the employment classification of classified Department of Consumer Credit employees to unclassified employees.

Administrator Lesher further discussed Senate Bill 1975. Senate Bill 1975 reduced appropriations to the Department of Consumer Credit to thirty-one thousand seven hundred and thirty dollars (\$31,730.00).

- IX. Discussion and possible action regarding the final adoption of a permanent rule amendment to OAC:160:5-1-2 regarding the refund of fees for good cause.

Administrator Lesher announced that Governor Mary Fallin approved the proposed permanent rule of the Department of Consumer Credit that allows the Administrator of Consumer Credit to authorize refunds of license fees upon good cause shown by an applicant or licensee.

Administrator Lesher stated that Governor Mary Fallin approved the rule on April 27, 2012. The Legislature approved the rule, by failure to disapprove the rule on May 10, 2012. The effective date of the rule is July 1, 2012.

- X. Discussion and possible action regarding the reports listed below:

The items on the Consent Agenda listed below may be discussed and acted upon individually, item by item or discussed and acted upon collectively through one motion. Each Commissioner retains the right to remove any item(s) so that the item(s) may be discussed and/or acted upon through a separate motion(s).

- A. Licensing Report by Lindsie Lundy, Administrative Programs Officer;
- B. Examination Report by Mary Keel, Chief Examiner;
- C. Enforcement Report by Roy John Martin, General Counsel;
- D. Other Reports by Ruben Tornini, Deputy Administrator;
- E. Other Administrator Reports

Lindsie Lundy delivered the Licensing Report. Administrator Lesher delivered the Examination Report and Other Reports in the absence of Deputy Administrator, Ruben Tornini and Chief Examiner Mary Keel, who were attending the National Association of Consumer Credit Administrators Conference on behalf of the Department of Consumer Credit. General Counsel Martin delivered the Enforcement Report.

Commissioner Trisha Thompson made a motion to approve items A-E of the Consent Agenda. Commissioner Roland seconded the motion. The motion was unanimously approved.

- XI. Discussion and possible action regarding the Fiscal Year 2013 Budget for the Department of Consumer Credit.

Administrator Lesher presented the proposed Fiscal Year 2013 Budget for the Department of Consumer Credit, which was included in the June Commission meeting reports.

Commissioner Harper made a motion to approve the proposed Fiscal Year 2013 Budget for the Department of Consumer Credit, as presented by Administrator Lesher. Commissioner Trisha Thompson seconded the motion. The motion was unanimously approved.

- XII. New Business (Any matter not known about or which could not have been reasonably foreseen prior to the time of posting the agenda).

There was not any new business for the Commission's consideration.

- XII. Adjournment.

Without objection, Chairman Stanley adjourned the meeting at 11:03 a.m.



Spencer Stanley, Chairman

Gena Merrell, Commission Secretary