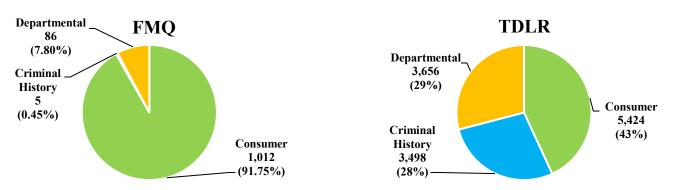


## TEXAS DEPARTMENT OF LICENSING & REGULATION | ENFORCEMENT DIVISION

## **Motor Fuel Metering and Quality (FMQ)**

| Key Statistics                                                                                                                                                                                                                                                                                                                                    | FMQ Fiscal Year 2024                                                                                      | TDLR Fiscal Year 2024                                                                                                  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------|
| Complaints Received by Source                                                                                                                                                                                                                                                                                                                     | 1,463                                                                                                     | 122,942                                                                                                                |
| Consumer complaints                                                                                                                                                                                                                                                                                                                               | 1,275                                                                                                     | 13,669                                                                                                                 |
| Department initiated complaints                                                                                                                                                                                                                                                                                                                   | 86                                                                                                        | 3,733                                                                                                                  |
| Criminal History Records reviewed for licensure                                                                                                                                                                                                                                                                                                   | 102                                                                                                       | 105,540                                                                                                                |
| Cases Opened                                                                                                                                                                                                                                                                                                                                      | 1,103                                                                                                     | 12,578                                                                                                                 |
| Consumer                                                                                                                                                                                                                                                                                                                                          | 1,012                                                                                                     | 5,424                                                                                                                  |
| Departmental                                                                                                                                                                                                                                                                                                                                      | 86                                                                                                        | 3,656                                                                                                                  |
| Criminal History                                                                                                                                                                                                                                                                                                                                  | 5                                                                                                         | 3,498                                                                                                                  |
| Cases Closed                                                                                                                                                                                                                                                                                                                                      | 949                                                                                                       | 13,449                                                                                                                 |
| Consumer                                                                                                                                                                                                                                                                                                                                          | 864                                                                                                       | 5,511                                                                                                                  |
| Departmental                                                                                                                                                                                                                                                                                                                                      | 80                                                                                                        | 4,554                                                                                                                  |
| Criminal History                                                                                                                                                                                                                                                                                                                                  | 5                                                                                                         | 3,384                                                                                                                  |
| Average Time to Close (days)                                                                                                                                                                                                                                                                                                                      | 181.58                                                                                                    | 199.58                                                                                                                 |
| % of Cases Resolved Within 6 Months                                                                                                                                                                                                                                                                                                               | 59.54%                                                                                                    | 57.67%                                                                                                                 |
| % of Cases Resulting in Disciplinary Action                                                                                                                                                                                                                                                                                                       | 10.33%                                                                                                    | 9.56%                                                                                                                  |
| % of Cases Not Resulting in Disciplinary Action                                                                                                                                                                                                                                                                                                   | 89.67%                                                                                                    | 90.44%                                                                                                                 |
| Open Cases Pending at End of Fiscal Year                                                                                                                                                                                                                                                                                                          | 695                                                                                                       | 7,433                                                                                                                  |
| Cases Referred to SOAH                                                                                                                                                                                                                                                                                                                            | 1                                                                                                         | 52                                                                                                                     |
| Contested Cases Heard at SOAH                                                                                                                                                                                                                                                                                                                     | 0                                                                                                         | 22                                                                                                                     |
| Formal Case Outcomes                                                                                                                                                                                                                                                                                                                              | FMQ Fiscal Year 2024                                                                                      | TDLR Fiscal Year 2024                                                                                                  |
| Final Orders                                                                                                                                                                                                                                                                                                                                      | 98                                                                                                        | 1,287                                                                                                                  |
| Agreed Orders                                                                                                                                                                                                                                                                                                                                     | 74                                                                                                        | 672                                                                                                                    |
| Commission Orders                                                                                                                                                                                                                                                                                                                                 | 0                                                                                                         | 14                                                                                                                     |
| Default Orders                                                                                                                                                                                                                                                                                                                                    | 24                                                                                                        | 496                                                                                                                    |
| Denied by Operation of Law                                                                                                                                                                                                                                                                                                                        | 0                                                                                                         | 3                                                                                                                      |
| Revocation by Operation of Law                                                                                                                                                                                                                                                                                                                    | 0                                                                                                         | 100                                                                                                                    |
| Suspension by Operation of Law                                                                                                                                                                                                                                                                                                                    | 0                                                                                                         | 2                                                                                                                      |
| Average Penalty Assessed on Orders                                                                                                                                                                                                                                                                                                                |                                                                                                           |                                                                                                                        |
| <del></del>                                                                                                                                                                                                                                                                                                                                       | \$3,030.36                                                                                                | \$3,205.97                                                                                                             |
| <b>Total Penalties Assessed</b>                                                                                                                                                                                                                                                                                                                   | \$296,975.00                                                                                              | \$3,792,665.00                                                                                                         |
| <del></del>                                                                                                                                                                                                                                                                                                                                       | -                                                                                                         | -                                                                                                                      |
| <b>Total Penalties Assessed</b>                                                                                                                                                                                                                                                                                                                   | \$296,975.00                                                                                              | \$3,792,665.00                                                                                                         |
| Total Penalties Assessed Total Penalties Collected                                                                                                                                                                                                                                                                                                | \$296,975.00<br>\$160,743.00                                                                              | \$3,792,665.00<br>\$2,092,876.00                                                                                       |
| Total Penalties Assessed Total Penalties Collected Total Disciplinary Suspensions and Revocations                                                                                                                                                                                                                                                 | \$296,975.00<br>\$160,743.00<br>0                                                                         | \$3,792,665.00<br>\$2,092,876.00<br>110                                                                                |
| Total Penalties Assessed Total Penalties Collected Total Disciplinary Suspensions and Revocations  Licenses Revoked (Disciplinary)  Licenses Suspended (Disciplinary)                                                                                                                                                                             | \$296,975.00<br>\$160,743.00<br>0                                                                         | \$3,792,665.00<br>\$2,092,876.00<br>110<br>103<br>7                                                                    |
| Total Penalties Assessed Total Penalties Collected Total Disciplinary Suspensions and Revocations  Licenses Revoked (Disciplinary)  Licenses Suspended (Disciplinary)  Licenses Denied/Suspended/Revoked (Criminal History)                                                                                                                       | \$296,975.00<br>\$160,743.00<br>0<br>0                                                                    | \$3,792,665.00<br>\$2,092,876.00<br>110                                                                                |
| Total Penalties Assessed Total Penalties Collected Total Disciplinary Suspensions and Revocations  Licenses Revoked (Disciplinary)  Licenses Suspended (Disciplinary)                                                                                                                                                                             | \$296,975.00<br>\$160,743.00<br>0<br>0<br>0                                                               | \$3,792,665.00<br>\$2,092,876.00<br>110<br>103<br>7<br>176                                                             |
| Total Penalties Assessed Total Penalties Collected Total Disciplinary Suspensions and Revocations  Licenses Revoked (Disciplinary)  Licenses Suspended (Disciplinary)  Licenses Denied/Suspended/Revoked (Criminal History)  Restricted Licenses Granted                                                                                          | \$296,975.00<br>\$160,743.00<br>0<br>0<br>0<br>0<br>0<br>0                                                | \$3,792,665.00<br>\$2,092,876.00<br>110<br>103<br>7<br>176                                                             |
| Total Penalties Assessed Total Penalties Collected Total Disciplinary Suspensions and Revocations  Licenses Revoked (Disciplinary)  Licenses Suspended (Disciplinary)  Licenses Denied/Suspended/Revoked (Criminal History)  Restricted Licenses Granted Cases Filed in District Court                                                            | \$296,975.00<br>\$160,743.00<br>0<br>0<br>0<br>0<br>0<br>0                                                | \$3,792,665.00<br>\$2,092,876.00<br>110<br>103<br>7<br>176<br>7                                                        |
| Total Penalties Assessed Total Penalties Collected Total Disciplinary Suspensions and Revocations  Licenses Revoked (Disciplinary)  Licenses Suspended (Disciplinary)  Licenses Denied/Suspended/Revoked (Criminal History)  Restricted Licenses Granted Cases Filed in District Court  Other Case Actions                                        | \$296,975.00<br>\$160,743.00<br>0<br>0<br>0<br>0<br>0<br>0<br>0<br>FMQ Fiscal Year 2024                   | \$3,792,665.00<br>\$2,092,876.00<br>110<br>103<br>7<br>176<br>7<br>2<br>TDLR Fiscal Year 2024                          |
| Total Penalties Assessed Total Penalties Collected Total Disciplinary Suspensions and Revocations  Licenses Revoked (Disciplinary)  Licenses Suspended (Disciplinary)  Licenses Denied/Suspended/Revoked (Criminal History)  Restricted Licenses Granted Cases Filed in District Court  Other Case Actions  Consumer Restitution                  | \$296,975.00<br>\$160,743.00<br>0<br>0<br>0<br>0<br>0<br>0<br>FMQ Fiscal Year 2024<br>\$127,881.69        | \$3,792,665.00<br>\$2,092,876.00<br>110<br>103<br>7<br>176<br>7<br>2<br>TDLR Fiscal Year 2024<br>\$402,875.87          |
| Total Penalties Assessed Total Penalties Collected Total Disciplinary Suspensions and Revocations  Licenses Revoked (Disciplinary)  Licenses Suspended (Disciplinary)  Licenses Denied/Suspended/Revoked (Criminal History)  Restricted Licenses Granted Cases Filed in District Court  Other Case Actions  Consumer Restitution  Warning Letters | \$296,975.00<br>\$160,743.00<br>0<br>0<br>0<br>0<br>0<br>0<br>FMQ Fiscal Year 2024<br>\$127,881.69<br>261 | \$3,792,665.00<br>\$2,092,876.00<br>110<br>103<br>7<br>176<br>7<br>2<br>TDLR Fiscal Year 2024<br>\$402,875.87<br>4,907 |

## **Cases Opened Fiscal Year 2024**



FMQ Alleged Violations at Opening

| Fiscal Year 2024                         |       |  |
|------------------------------------------|-------|--|
| Alleged Violation at Opening             | Count |  |
| Fuel quality                             | 581   |  |
| Fuel quantity                            | 180   |  |
| Device not in working order              | 157   |  |
| Unlicensed                               | 140   |  |
| Expired license                          | 73    |  |
| Operated without a Device Perform Review | 35    |  |
| Pricing                                  | 29    |  |
| Labeling requirements                    | 27    |  |
| Skimmers                                 | 10    |  |
| Criminal history                         | 5     |  |

## FMQ Violations Resulting in Disciplinary Action

| Fiscal Year 2024                           |       |  |
|--------------------------------------------|-------|--|
| Violation Resulting in Disciplinary Action | Count |  |
| Unlicensed                                 | 42    |  |
| Fuel quality                               | 25    |  |
| Operated without a Device Perform Review   | 17    |  |
| Expired license                            | 12    |  |
| Device not in working order                | 12    |  |
| Failed to display license                  | 7     |  |
| Failed to cooperate with Department        | 6     |  |
| Labeling requirements                      | 5     |  |
| Fuel quantity                              | 5     |  |