The January 21, 2009 meeting of the Utah Real Estate Commission began at 9:00 a.m. with Chair Sampson conducting.

PLANNING AND ADMINISTRATIVE MATTERS
Approval of Minutes
The minutes from the December 17, 2008 meeting need a correction on the second page. The work “around” was deleted from the third paragraph. With this correction the Minutes were approved as written.

DIVISION REPORT
DIRECTOR’S REPORT – Mark B. Steinagel
- Recovery Fund Payout: Atilano A. Contreras vs. Roy V. Voeks
- Division Legislation: UAR Legislative Committee Meeting – HB 86
  - Continuing Education Hours: Increased from 12 to 18 hours. Pre-licensed education hours increased from 90 to 120 hours.
  - President Waddoups Concern: Our current system of core and electives do not adequately consider areas of practice that are unique such as property management and commercial. He would like the Division to consider the nature of the practice when preparing the rules.
  - Government-sponsored schools: Concern over these types of schools recommending brokerages. This issue will be discussed at a later date.
- Excused from meeting since he had a Legislative Budget Report meeting to attend. Mark Fagergren to act as acting Director for the remainder of the meeting.

INVESTIGATIONS REPORT – Dee Johnson
- No Stipulations
- Monthly Statistics

EDUCATION AND LICENSING REPORT – Mark Fagergren
- Educator Support – Thank you to educators who have withstood the changes made to the education curriculum and for keeping professionals well informed.
- Monthly Statistics
- Division Newsletter: January issue is now available.
- Three states have rescinded their reciprocal agreements: Montana, Idaho, and Colorado.
- Broker’s Exam Performance: Have not received information from Pearson Vu about how new exam is.
- Competency Exam: Posed question to commission.
- State Approved Forms and Discussion: Next commission meeting discuss putting together a task force.

COMMISSION AND INDUSTRY ISSUES

10:25 a.m. A motion was made and accepted to close the public portion of the session.

CLOSED TO PUBLIC

10:35 a.m. – 12:15 p.m. Hearing: Ronald K. Clarke
Ronald K. Clarke represented by Patricia Parkinson Glen
Witnesses:  Kurtis Hughes, Division Investigator
    Ronald K. Clarke
No new exhibits introduced

A motion was made and accepted to go into Executive Session from 12:20 p.m. to
12:50 p.m.

1:20 p.m. – 6:08 p.m.   Hearing: Douglas Bates
Douglas Bates represented by Marshall S. Witt

Three of the witnesses represented by Clay Stucki:  Keith Bellante
    Cameron Egan
    Thomas Johnson

Witnesses Called:   Keith Bellante
    Ellis Anderson
    Cameron Egan
    Whit Loan
    Thomas M. Johnson

Administrative Law Judge Presiding Over Hearing: Steve Eklund
Court Reporter:     Jennifer Garner, RPR with CitiCourt
New Exhibits Introduced at Hearing:    Exhibit 1 – Memorandum
    Exhibit M – Email from Thomas Johnson

Break:  3:55 p.m. – 4:05 p.m.

A motion was made and accepted to adjourn the meeting at 6:08 p.m. The continuation
of this hearing was scheduled for Wednesday, February 18th at 10:00 a.m.