

REAL ESTATE COMMISSION MEETING

Heber M. Wells Building

Room 210

9:00 a.m.

June 19, 2013

MINUTES

DIVISION STAFF PRESENT:

Mark Fagergren, Acting Division Director
Jeffery Nielsen, Chief Investigator
Jennie Jonsson, Administrative Law Judge
Xanna Hardman, Assistant Attorney General
Amber Nielsen, Acting Board Secretary
Jill Childs, Division Staff
Kathy Archuleta, Division Staff

COMMISSION MEMBERS PRESENT:

Kay R. Ashton, Vice Chair
Gary R. Hancock, Commissioner
Lerron E. Little, Commissioner
Russell K. Booth, Commissioner

GUESTS:

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| Tammy Lund | Shane Norris |
| Dan Naylor | Peter Christenson |
| Kevin Swenson | Sara Saylor |

The June 19, 2013 meeting of the Utah Real Estate Commission began at 9:00 a.m. with Vice Chair Houston conducting.

PLANNING AND ADMINISTRATIVE MATTERS

Approval of Minutes

A motion was made to approve the minutes from the May 8, 2013 meeting as written. Vote: Vice Chair Ashton, yes; Commissioner Hancock, yes; Commissioner Little, yes; Commissioner Booth, yes. The motion has passed.

DIVISION REPORTS

DIRECTOR'S REPORT – Mark Fagergren

Mr. Fagergren reported Director Stewart is out of the office and has asked Mr. Fagergren to present the Director's Report today.

Mr. Fagergren reported the Division Caravan has now been finished. The Caravan visited a total of nine separate locations and every event went well.

Mr. Fagergren announced that Tiffeni Wall's former job of Education Coordinator has not yet been filled, but the Division is hopeful the final interviews for that position will take place Monday.

Mr. Fagergren reported this will be the first Real Estate Commission Meeting which falls under the new Public Meeting requirements, where the minutes and audio recordings have to be added to the Public Notice Website.

LICENSING/EDUCATION REPORT - Mark Fagergren

Mr. Fagergren reported there have been dramatic increases in the Licensing Statistics this month of approximately 300 Sales Agents and 94 Brokers.

Mr. Fagergren reported in the month of May there were 834 renewal applications processed by the Division and 184 new applications. Of the renewals 95% of them were done online. This has allowed the Division to process applications more quickly and to spend more time helping the public on the phone or on LiveChat.

ENFORCEMENT REPORT – Jeffery Nielsen

Mr. Nielsen said there are no statistics today. The Enforcement Secretary, Allyn Stutsman, has been out on medical leave and is now back but has not yet had sufficient time to prepare the reports. Mr. Nielsen will present the statistics for the past three months at next month's meeting.

Mr. Nielsen announced the Division has been asked by the Department of Commerce to hold off on hiring a new investigator at this point in time. The Division can re-evaluate hiring for this position in July.

The Division reported that Ben Jensen has left the Division to work in the Attorney General's Office with the Department of Natural Resources. The Hearing Officer position has been posted on the State Jobs website.

COMMISSION AND INDUSTRY ISSUES

Discussion of Proposed Rules – Jennie Jonsson

Ms. Jonsson reported that the public comment period regarding proposed amendments to the rules outlining education provider requirements ended on June 14, 2013. No comments were received. A motion was made to make the rules effective on June 21, 2013. Vote: Vice Chair Ashton, yes; Commissioner Hancock, yes; Commissioner Little, yes; Commissioner Booth, yes. The motion passes. Acting Division Director Mark Fagergren concurred.

Ms. Jonsson presented the application for Michael Evans for review.

The hearing that had been previously scheduled for today was withdrawn by the

applicant.

A motion was made to close the meeting for the sole purpose of discussing the character, professional competence or physical or mental health of an individual. Vote: Vice Chair Ashton, yes; Commissioner Hancock, yes; Commissioner Little, yes; Commissioner Booth, yes. The motion has passed.

CLOSED TO PUBLIC

An Executive Session was held from 9:19 a.m. to 9:39 a.m.

OPEN TO PUBLIC

A motion was made to adjourn the meeting. Vote: Vice Chair Ashton, yes; Commissioner Hancock, yes; Commissioner Little, yes; Commissioner Booth, yes. The meeting adjourned at 9:39 p.m.