

**ILLINOIS DEPARTMENT OF FINANCIAL AND PROFESSIONAL REGULATION
ILLINOIS DIVISION OF PROFESSIONAL REGULATION**

AUCTION ADVISORY BOARD

Meeting Date: February 27, 2007
 Meeting Convened: 11:00 a.m.
 Meeting Adjourned: 1:10 p.m.
 Meeting Location: IDFPR Springfield Office
 500 East Monroe Street
 Conference Room, Ninth Floor

Board Members Present: Terry Dunning, Auction Member
 Rick Levin, Auction Member
 Alva McDowell, Auction Member

Board Members Absent: Ray Doerr, Auction Member
 Judie McConville, Real Estate Member

Guests Present: None

Division Staff Present: Young Brockhouse, Division of Professional Regulation, Licensing and
 Education Manager
 Mary Anne Benden, Director of Enforcement, Real Estate Attorney
 Susan Sigourney, Auction Board Liaison, Administrative Assistant

TOPIC	DISCUSSION	ACTION
Approval of Minutes	The Board reviewed the minutes from the December 12, 2006 meeting.	A motion was made by McDowell/seconded by Dunning to approve the Auction Advisory Board minutes from the December 12, 2006 meeting. The motion passed.
Report - Chairperson	<p>Ron Hardgrove was in Kansas City with our testing vendor, AMP; therefore, Young Brockhouse was the chairperson of the meeting.</p> <p>Mr. Brockhouse informed the Board of the current staffing situation:</p> <ul style="list-style-type: none"> • In Licensing, we have lost one processor to another agency. • Another processor is returning from maternity leave to work on a part time basis. • One processor has moved into the position of depositing cash because the cash office person retired. • Either one or two investigator positions have been posted. • No legal positions have been posted. 	

	<p>Mr. Brockhouse explained the auction license prefix numbers will be changing with the next renewal, which is September 30, 2007. And, to renew the auction licenses, the licensee may renew via telephone, Internet, or paper renewal. There is a surcharge for using a credit card to renew either online or by phone.</p> <p>There was discussion regarding the real estate professions examiners job descriptions.</p>	
Auction License Report	<p>Mr. Brockhouse informed the board there were 1,338 Illinois licensed auctioneers as of the end of January 2007. In January, there were three new licensees and three late renewals. The examination pass rate for December 2006 was 66.7%.</p> <p>Mr. Brockhouse discussed the auctioneer renewal further. There will be a new database in place prior to the next auctioneer renewal.</p>	
Report from Prosecutions	<p>Mary Anne Benden explained the Prosecution Report as of February 27, 2007:</p> <ul style="list-style-type: none"> • 51 Total Cases, • 18 In Prosecution and Review, • 17 Legal Cases, • 12 Investigations, • 4 In Complaint Intake <p>Ms. Benden informed the Board that with the agency adding more investigators; there are staff members to investigate auction complaints. Cases will progress quicker, once they are assigned to an investigator.</p>	
Administrative Warning Letter Process	<p>Mary Anne Benden discussed the Administrative Warning letter process with the Board. The attorney should not and will not send an Administrative Warning Letter without first contacting the licensee.</p> <p>Mr. Brockhouse informed the Board that Don Seasock has become the Head Administrative Law Judge for the agency. He has been replaced by Mark Thompson. Mary Anne Benden said the General Counsel would only attend a Board meeting if there is a deliberation.</p>	

<p>Old Business</p> <p>Frequently Asked Questions</p>	<p>The Board discussed the proposed Auction Frequently Asked Questions (FAQs) written by Susan Sigourney. Mr. Brockhouse told the Board after these proposed FAQs are finalized us would like to post them on our agency web site. The Board was asked to review the FAQs and respond to Susan Sigourney with their comments.</p>	<p>Susan Sigourney will revise the proposed Frequently Asked Questions to add the suggestions from the Board members. Then the Board will review the FAQs again before they are posted on the agency's web site. After they are approved, Susan will also send them to the Illinois State Auctioneers Association.</p>
<p>Motion to go into Closed Session</p>		<p>Motion was made by McDowell/seconded by Levin to go into Closed Session at 12:30 p.m. The motion passed.</p>
<p>New Business Deliberations</p>	<p>Continuing Education Courses Submitted by Nashville Auction School: <u>Environmental Issues in Auctioneering</u>, 6 hour, mandatory, classroom (course has been revised and resubmitted for approval) <u>Federal and State Regulations in Auctioneering</u>, 3 hour, mandatory, classroom <u>Illinois Auctioneer Laws, Rules, and Regulations</u>, 3 hour, mandatory, classroom <u>State Specific Comparative Auction Laws, Rules, and Regulations</u>, 3 hour, mandatory, classroom</p> <p>Four auction CE courses submitted by Novalis, Inc. Novalis; Inc. would like to offer these courses both in the classroom and via DVD/video-based home study. All of these courses are three hours:</p> <p><u>Federal Laws Governing Auctioneers: A Focus on Labor, Sales & Firearms</u>, mandatory <u>Being a Professional: Auction Conduct, Contracts & Commingling</u>, mandatory <u>Trends & Opportunities in Auctioning Real Estate: Residential, Commercial & Farm</u>, elective <u>Using Technology: Internet Auctions, Tools & More</u>, elective</p>	
<p>Motion to go into Open Session</p>		<p>Motion was made by McDowell/seconded by Levin to go into Open Session at 1:00 p.m. The motion passed.</p>

<p>Recommendations</p>	<p>The four continuing education courses submitted by Nashville Auction School were approved by the Board.</p> <p>The Board approved the two mandatory courses submitted by Novalis pending verification that the section of the Uniform Commercial Code referred to in the course titled <u>Federal Laws, Governing Auctioneers: A Focus on Labor, Sales, and Firearms</u> was still relevant in Illinois and Novalis must change the name of the course titled <u>Being a Professional: Auction Conduct, Contracts, & Commingling</u>.</p> <p>The Board approved the two elective courses submitted by Novalis, Inc.</p>	<p>A motion was made by Levin/seconded by McDowell to ratify the courses recommended for approval and the courses recommended for approval pending requested changes received from Novalis, Inc. The motion passed.</p>
<p>New Business continued</p>	<p>Mr. Brockhouse mentioned proposed legislation has been introduced that would affect the Auction License Act. He asked Susan Sigourney to forward this proposed legislation to the Board.</p> <p>The Board discussed new legislation which states there must be a quorum present at each board meeting as of January 1, 2007.</p>	<p>Susan Sigourney will email this proposed legislation to the Board members after this meeting. Note: this email was sent to the Board members on February 27, 2007.</p>
<p>Adjournment</p>		<p>There being no further business to discuss, a motion was made by Dunning/seconded by Levin to adjourn at 1:10 p.m.</p>