

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

AUCTION ADVISORY BOARD

Meeting Date: June 23, 2009
 Meeting Convened: 11:00 a.m.
 Meeting Adjourned: 12:35 p.m.
 Meeting Location: Illinois Department of Financial and Professional Regulation
 100 West Randolph Street, 9th Floor
 Chicago, IL 60601

Board Members Present: Terry Dunning, Chair, Auction Member
 George Malsam, Auction Member
 Judie McConville, Real Estate Member
 Alva McDowell, Auction Member

Board Members Absent: Rick Levin, Auction Member
 Ray Doerr, Auction Member

Division Staff Present: Ron Hardgrove, Real Estate Coordinator
 Susan Sigourney, Auction Board Liaison, Administrative Assistant
 John Botner, Chief of Prosecutions

Guests: No guests present

TOPIC	DISCUSSION	ACTION
Approval of Minutes:	The Board reviewed the minutes from the April 28, 2009 Auction Advisory Board meeting.	A motion was made by McConville/seconded McDowell to approve the Auction Advisory Board minutes from the April 28, 2009 meeting. The motion passed.
Administrative Report – Chairperson: Auction License Report	Terry Dunning, Chairperson, introduced the new Auction Advisory Board member, George Malsam, to the Board and the staff. Mr. Malsam is an auction industry member. Auction License Reports for April and May 2009 had been distributed to the Board. The May report indicated there were 1,331 active Illinois licensed auctioneers and associate auctioneers. The total number of active auction licenses at the end of March was 1,599. This figure includes auctioneers, associate auctioneers, auction firms, auction continuing education (CE) schools, CE courses, and Internet Auction Listing Services.	

	<p>Susan Sigourney informed the Board that all auctioneers, associate auctioneers, auction firms, and internet auction listing services will be sent new licenses with the December 31, 2010 expiration on the license with a letter of explanation. The renewal fee will remain the same, \$450 for auctioneers.</p> <p>The board discussed when the Auction License Act changes due to the re-write, the exempt associate auctioneers will remain in exempt status when their license changes from an associate auctioneer to an auctioneer.</p>	<p>Note: Since the date of this meeting, Susan Sigourney has been informed the 442 - exempt associate auctioneers would be given 440 - exempt auctioneer licenses when the associate auctioneer profession code is deleted. Those associate auctioneers that were exempt from a real estate license will remain in an exempt status.</p>
<p>Report from Prosecutions:</p>	<p>John Botner distributed copies of his Prosecutions Report. This Report indicates activity for November 1, 2008 – March 31, 2009:</p> <ul style="list-style-type: none"> • 46 Total Legal Cases in Auction • 491 Total Legal Cases in the Division (Auction, Real Estate, Home Inspection, Appraisal, Timeshare, Land Sales). • Case Activity – Since last Board meeting: <ul style="list-style-type: none"> Formal Complaints Filed – 0 Orders referred to Director– 0 Cases Referred to Prosecution – 13 Notice of Intent to Refuse to Renew- 10 Cases Closed – 10 Conferences – 0 Motions filed – 0 Formal Hearings - 0 Informal Conferences - 3 	
<p>Motion to go into Closed Session</p>		<p>A motion was made by McDowell/seconded by McConville to go into Closed Session at 11:15 a.m. The motion passed.</p>

Closed Session (1)	Consent Orders: 200810237 Robert Manning 2007-80035 Garford Ray Randolph 2008-1274 O. A. Jones	
Motion to go into Open Session		A motion was made by McConville/seconded by McDowell to go into Open Session at 11:27 a.m. The motion passed.
Recommendations	Consent Orders: 2008-10237 Robert Manning 2007-80035 Garford Ray Randolph 2008-01274 O. A. Jones	A motion was made by McConville/seconded by McDowell to approve the three consent orders as presented in closed session. The motion passed.
Motion to go into Closed Session		A motion was made by McDowell/seconded by Malsam to go into Closed Session again at 11:40 a.m. The motion passed.
Closed Session (2)	The Board discussed with John Botner applications of individuals who had been disciplined in another state. John Botner discussed with the Board whether or not several cases from Investigations should be referred to Prosecutions or closed.	
Motion to go into Open Session		A motion was made by McDowell/seconded by McConville to go into Open Session at 12:30 p.m. The motion passed.
Ratifications		A motion was made by McDowell/seconded by McConville to ratify the five cases recommended to remain in Prosecutions and the four cases closed with the issuance of administrative warning letters, and the one case closed with the approval to issue a license. The motion passed.

<p>Old Business:</p> <p>Administrative Rule</p> <p>Auction License Act Review – Senate Bill 1925</p>	<p>Terry Dunning informed the board the amendments to the Administrative Rule for the Auction License Act went into effect on May 14, 2009. A copy of the amendments to the Rule was distributed to the Board, as well as, a complete copy of the Rule, with the amendments incorporated.</p> <p>The amendments to the Auction License Act were signed by both houses on May 30, 2009. This Act takes effect upon becoming law. The Bill has 60 days from May 30, 2009 for Veto or signature.</p>	<p>Susan Sigourney will inform the board when the Auction License Act re-write becomes law.</p>
<p>New Business:</p> <p>Mileage Reimbursement for Fiscal Year 2010</p> <p>Update board contact information</p> <p>2009 Meeting Schedule</p>	<p>Terry Dunning informed the Board that the State of Illinois mileage reimbursement rate for the use of personal vehicles will increase to \$0.55/mile effective July 1, 2009.</p> <p>There were no changes in the Board member contact information which is kept by the Director’s assistant, Jill Kreoger. Susan Sigourney distributed a list of board member and staff names, phone numbers, email, and addresses as a reference for the board members.</p> <p>The Board discussed the Auction Advisory Board meeting schedule for the remainder of 2009. The next meeting is scheduled for August 25, 2009 at 11:00 a.m. in the Springfield office.</p> <p>The Board discussed and agreed to change the meeting start time to 11:00 a.m. for meetings held in both Springfield and in Chicago.</p>	<p>Susan Sigourney will change the 2009 meeting schedule to reflect all of the meetings will begin at 11:00 am.</p> <p><u>2009</u> August 25 October 27 December 15</p>

Adjournment		There being no further business to discuss, a motion was made by Dunning/seconded by McConville to adjourn at 12:35 p.m.
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