

Iowa Real Estate Commission
200 East Grand, Suite 350
Des Moines, IA 50309
MINUTES
June 6, 2019

Commissioners present for all or part of the meeting

Terry Duggan, Chair	Jan DeMott
Dennis Stolk, Vice Chair	Michael Telford
Twee Duong	Jim Clingman

Commissioners not present:

Helen Kimes

Staff present for all or part of the meeting

Jeff Evans, Executive Officer	John Lundquist, Assistant Attorney General
Renee Paulson, PLB Investigator	Ashley Thompson, Licensing Specialist
Colleen Goddard, Trust Account Auditor	Jill Simbro, Education Director

Call to Order

Duggan called the meeting to order at 11:00 a.m.
Quorum was established.
Introductions were made.

Motion by Clingman to approve the agenda.

Seconded by Telford.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Approval of Minutes

Motion by Telford to approve the open and closed sessions of the May 2, 2019 IREC meeting minutes.

Seconded by Stolk.

VOTE: Aye: All Nay: None Abstaining: None

Motion passed unanimously.

Commissioner Reports

None.

Staff Reports

Lundquist reported that there might be rule amendments in the near future concerning new licensing requirements for Veteran spouses.

Evans reminded the Commissioners that if they expect to be reimbursed for travel expenses, original and itemized receipts would need to be submitted to staff. Evans also announced Teresa Stull, who fulfilled the licensing specialist position for the Accountancy and Engineering Boards, has accepted PLB's Human Resource/Accounting position. There are currently two vacant office positions at PLB, the Background Manager being one of the positions, which will hopefully be filled by August 2019.

ARELLO

Motion by Telford to approve sending Evans, Lundquist, Commissioner Duggan, and Commissioner Stolk to the 2019 ARELLO Annual Conference in Denver, CO in September 2019.

Seconded by DeMott.

VOTE: Aye: Clingman, DeMott, Duong, Telford Nay: None Abstaining: Duggan, Stolk
Motion passed.

Public Comment

None.

Closed Session

Motion by Stolk to enter into closed session pursuant to Iowa Code §§ 21.5(1)(a), 21.5(1)(d), 21.5(1)(f) and 543B.15(9) to review pending licensee discipline cases and investigations, including any cases ready for final resolution through closure or consent order.

Seconded by Clingman.

Roll Call: Clingman, aye; Duong, aye; Duggan, aye; Stolk, aye; DeMott, aye; and Telford, aye.
Motion passed unanimously.

The Commission entered into closed session at 11:09 a.m. and arose from there at 11:47 a.m.

Telford left the meeting during closed session at 11:43 p.m.

Open Session

Motion by Stolk to return to open session.

Seconded by DeMott.

VOTE: Aye: All Nay: None Abstaining: None
Motion passed unanimously.

Motion by DeMott to enter into a Consent Agreement with the Applicant; with Executive Officer Evans signing on behalf of the Commission and then grant licensure when all other licensing requirements have been met for IREC Case Nos. 19-100, 19-106, 19-107, 19-110, and 19-111.

Seconded by Clingman

VOTE: Aye: All Nay: None Abstaining: None
Motion passed unanimously.

Motion by Stolk to find probable cause for the following cases: 19-098 and 19-099 as discussed in closed session.

Seconded by Clingman.

VOTE: Aye: All Nay: None Abstaining: None
Motion passed unanimously.

Motion by Clingman to close IREC Case No. 19-090 as discussed in closed session.

Seconded by Duong.

VOTE: Aye: All Nay: None Abstaining: None
Motion passed unanimously.

Future Meetings

Future IREC meetings are tentatively scheduled as follows:

Investigation Committee

No July Meeting
Wednesday, July 31
Wednesday, September 4
Wednesday, October 2
Wednesday, November 6
Wednesday, December 4

Commission Meetings

No July Meeting
Thursday, August 1
Thursday, September 5
Thursday, October 3
Thursday, November 7
Thursday, December 5

Meeting Adjourned

With all agenda items covered, the meeting adjourned at 11:50 a.m.

These minutes accurately reflect the minutes approved by the Commission at the meeting on:

8-1-19
Date


By: TERRANCE M. DUGGAN, Chair

**Iowa Real Estate Commission
 Staff Report – As of 06/01/19
 June 6, 2019 IREC Meeting**

LICENSING TOTALS:

	<u>Salespersons</u>	<u>Brokers</u>	<u>TOTAL IND. LICENSES</u>	<u>FIRMS</u>
Active	6,711	3,040		
Inactive	1,296	351		
Suspended	13	20		
TOTAL	8,020	3,411	11,431	1,104

EXAMINATIONS ADMINISTERED BY PSI:

	<u>2019</u>	<u>2018</u>	<u>2017</u>	<u>2016</u>	<u>2015</u>	<u>2014</u>
Broker	76	296	296	298	324	315
Salesperson	950	2,040	2,091	1,796	1,638	1,501

BROKERS & SALESPERSONS PROCESSED APPLICATIONS:

	<u>Year To Date</u>
2011	562
2012	625
2013	835
2014	845
2015	972
2016	1,031
2017	978
2018	1,035
2019	532

	<u>Salespersons</u>	<u>Brokers</u>	<u>TOTAL SALESPERSON & BROKER LICENSES ISSUED (YTD 2019)</u>
Exam	455	31	
Rule 5.3	31	6	
Reciprocity	9	-	
TOTAL	495	37	532

TOTAL FINGERPRINTS SUBMITTED TO FBI & DCI

<u>Turnaround Time (Days)</u>		<u>2019</u>
Minimum	7	Total Processed 619
Maximum	95	
Average	17	

AUDITS:

	<u>Year To Date Totals</u>
Continuing Education	118
E & O	80
Trust Account	192

PERCENTAGE OF NONCOMPLIANCE FOR E&O AND CE AUDITS:

<u>Year</u>	<u>E&O</u>	<u>Continuing Education</u>
2013	11%	3%
2014	4.8%	1.8%
2015	15.9%	3.2%
2016	23.44%	4.7%
2017	17.87%	2.9%
2018	4.16%	0.59%
2019	1.27%	1.69%

INVESTIGATIONS/CONTESTED CASE HEARINGS/DISCIPLINARY ACTION:

	<u>Year To Date Totals</u>
Complaint Cases Opened YTD	111

Commission Action:

Closed	6
Closed and Granted License	7
Closed with Informal Cautionary Letter	1
Signed Informal Settlement Agreements	18
Signed Applicant Consent Agreements	7
Signed Cease and Desist by Consent Agreement	3
Statement of Charges Filed	-
License Denials	-
Formal Hearings	-
Total	42

IREC Staff Action:

Closed	20
License Suspension	1
Total	21
Complaint Cases Closed YTD	63
Average Amount Of Time (Open To Close)	171 Days

Disciplinary Action Totals:

Civil Penalties Assessed	\$ 21,000
Continuing Education Hours Assessed	36
CPA Audits Assessed	-
Trust Account Reexaminations Assessed	2
Probations Assessed	1
Suspensions Assessed	-
Revocations/Voluntary Surrenders	-
Statement of Charges Filed (Outstanding)	-

REAL ESTATE EDUCATION REPORT:

	<u>Year To Date Totals</u>
Course Approvals (New/Renewed)	356
Instructor Approvals (New/Renewed)	68
Provider Approvals (New/Renewed)	11
Pre/Post Course Approvals	13
Denied Courses	-

IREC APPLICATIONS PROCESSED (2019):

