

MINUTES OF THE MEETING
Kansas Real Estate Commission
December 04, 2023

The Kansas Real Estate Commission held its regular meeting on Monday, December 04, 2023 at 9:00 a.m. via Zoom teleconference.

Commissioners Present:

Natalie Moyer, Chairperson
Jacqueline Kelly, Vice-Chairperson
Bryon Schlosser, Member
Marsha McConnell, Member
Clarissa Harvey, Member

Staff Present:

Erik Wisner, Executive Director	Alycia Smith, Licensing Director
Amber Nutt, Education Director	Wendy Alkire, Deputy Director & Compliance Director
Jennifer Box, Administrative Officer	Cindy Boswell, Real Estate Specialist
Tim O'Brien, Real Estate Specialist	Lindsey Bowes, Legal Assistant
Stacey Warren, Real Estate Specialist	

Kansas Real Estate Commission Legal Counsel:

Lisa Mendoza, Assistant Attorney General
Nicole Turner, Assistant Attorney General
William Skepnek, Assistant Attorney General

Members of the Public:

Neil Losh	Kris Tina Denison	Chris Fosgate	Sheryl Taylor	Todd Woodburn
Scott Condray	Mark Tomb	Adam Crowder	Kelly White	Margaret Pendleton

Call to Order

Ms. Moyer called the meeting to order at 9:03 a.m.

Approval of the Minutes of the October 16, 2023 Meeting

Mr. Schlosser moved to approve the minutes of the October 16, 2023 meeting. Ms. McConnell seconded the motion. Motion carried unanimously.

Education and Communication Report

Staff has approved zero pre-license courses and 23 continuing education courses since July for FY24. Pearson VUE has administered 1,061 exams with an overall pass rate of 56%.

Ms. Nutt reviewed proposed exam content outline changes and requested approval of the changes by the commission. Mr. Schlosser moves the Commission approve proposed changes to the exam content outline for

Kansas salespersons and brokers. Ms. Kelly seconded the motion. Motion carried unanimously. Ms. Nutt also reviewed possible future changes to the Principles of Real Estate outline.

Hearing of Neil T. Losh, Docket 24-1531

Licensing Report

As of December 2023, there are 19,227 licensees, which is an increase of 74 compared to December 2022. There are 240 pending applications (70 salesperson, 13 broker, and 157 fingerprint-only files). This is a decrease of 115 applicants compared to December 2022.

Compliance Report

Staff has received 133 complaints and completed 121 compliance reviews so far for FY24.

Director's Report

The real estate fee fund balance as of October 31, 2023 is \$1,477,831 which is up \$65,345 for FY24. Real estate fee fund receipts for FY24 are \$479,450. Real estate fee fund expenditures for FY24 are \$400,401. The background investigation fee fund receipts for FY24 are \$30,268 and the real estate recovery fund receipts for FY23 are \$8,648. The Division of Budget approved the Commission's FY24-25 budget submission as requested. Mr. Wisner also provide results of the FY22 Audit Financials.

Ms. McConnell moved the Commission designate and delegate to the Executive Director its authority to provide testimony to the Legislature or answers to Legislators or Legislative Committees, during the 2024 Legislative Session, including any 2024 Special Session, on policies decided by the Kansas Real Estate Commission. Further, she moved the Executive Director is required to notify the Commission of the testimony or answers at the next meeting. Ms. Harvey seconded the motion. Motion carried unanimously.

Ms. McConnell moved the Commission designate and delegate to the Chairperson, or the Vice Chairperson, its authority to provide testimony or answers to Legislators or Legislative Committees, during the 2024 Legislative Session, including any 2024 Special Session, on policies that have not been finally determined by the Commission but requires an immediate response by the Commission to the requestor. Any testimony or answers to Legislators or Legislative Committees from the Chairperson, or the Vice Chairperson as the case may be, may be conveyed through the Executive Director. Further, she moved the Chairperson, or the Vice Chairperson as the case may be, is required to notify the Commission of the testimony or answers at the next meeting, whether at a special meeting or at the regularly scheduled meeting. If the Commission approves of the testimony or answers provided, the Chairperson, or the Vice Chairperson shall obtain ratification by the Commission. If the Commission disapproves of the testimony or answers provided, the Chairperson, or the Vice Chairperson shall immediately withdraw the prior testimony or answers and shall provide the requestor with the Commission's approved policy. Mr. Schlosser seconded the motion. Motion carried unanimously.

Mr. Wisner also provided an update on the new licensing system and on legislative and policy matters.

Adjournment

The meeting adjourned at 10:11 a.m.