

MINUTES OF THE MEETING
Kansas Real Estate Commission
July 31, 2023

The Kansas Real Estate Commission held its regular meeting on Monday, July 31, 2023, at 9:00 a.m. in the KREC Conference Room and 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
Lindsey Bowes, Legal Assistant
Jennifer Box, Administrative Officer
Cindy Boswell, Real Estate Specialist
Stacey Warren, Real Estate Specialist

Kansas Real Estate Commission Legal Counsel:

Robert Hutchison, Deputy Attorney General
Will Skepnek, Assistant Attorney General

Members of the Public:

Kim Goudy	Mark Barker	Michael Duenes
Todd Woodburn	Mark Tomb	Michael Grbic
Adam Crowder	Vern Jarboe	Chris Cribb
Debbie Wharton	Steve Metarelis	Michelle Wilson
Chris Fosgate	Adam Bailey	Steven Wilber

Call to Order

Ms. Moyer called the meeting to order at 9:05 a.m.

Approval of the Minutes of the May 22, 2023 Meeting

Mr. Schlosser moved to approve the minutes of the May 22, 2023 meeting. Ms. Kelly seconded the motion. Motion carried unanimously.

Hearing of Debbie Wharton, Docket 20-8301

Hearing of Adam Bailey, Docket 23-0993

Education and Communication Report

Staff approved seven pre-license courses and 109 continuing education courses in FY23. In FY23, Pearson VUE administered 3,111 exams with an overall pass rate of 57%.

Ms. Nutt provided a memo and background regarding posting of exam pass rates by school. Mr. Schlosser moved the Commission approve posting the exam pass rates by school report to the KREC website at the end of each fiscal year. Ms. Harvey seconded the motion. Motion carried unanimously.

Mrs. Nutt also provided an update on the research for updating the Principles of Real Estate outline. Commission staff plans to meet with Pearson VUE to discuss using Pearson VUE's outline.

Licensing Report

As of July 2023, there are 19,227 licensees, which is an increase of 216 compared to July 2022. There are 243 pending applications (69 salesperson, 14 broker, and 160 fingerprint-only files). This is a decrease of 110 applicants compared to July 2022.

Compliance Report

In FY23 staff received 329 complaints and completed 297 compliance reviews.

Director's Report

The real estate fee fund balance as of June 30, 2023 was \$1,413,487 which is up \$30,570 from July 1, 2022. Real estate fee fund receipts for FY23 were \$1,333,926 which is 7% higher than estimated. FY23 revenue was the 2nd highest on record but \$74,000 less than FY22. Real estate fee fund expenditures for FY23 were \$1,261,443 which is 12% lower than estimated. The background investigation fee fund receipts for FY23 were \$118,289 and the real estate recovery fund receipts for FY23 were \$20,164.

Mr. Wisner provided an update on the statewide enterprise license system contract which was awarded to Accela. Initial staff training is scheduled to begin August 2023 and the final staff training and go-live date is projected for February 2024.

Mr. Wisner provided the FY23 Legal Action Summary Report and data on restricted and conditioned licenses.

Executive Session

Mr. Schlosser moved that the Commission recess into executive session pursuant to K.S.A. 75-4319(b)(2) for discussion of confidential attorney-client advice related to a KJRA case with Robert Hutchison General Counsel, William Skepnek Disciplinary Counsel and Erik Wisner, Executive Director. The Commission will reconvene the open meeting in this same location at 12:02 p.m. Ms. McConnell seconded the motion. Motion carried.

The Commission reconvened the open meeting at 12:02 p.m. No action was taken in closed session.

Adjournment

The meeting adjourned at 12:03 p.m.