

MINUTES OF THE MEETING
Kansas Real Estate Commission
August 26, 2024

The Kansas Real Estate Commission held its regular meeting on Monday, August 26, 2024, at the KREC office.

Commissioners Present:

Natalie Moyer, Chairperson
Bryon Schlosser, Member
Clarissa Harvey, Member

Jacqueline Kelly, Vice-Chairperson
Marsha McConnell, Member

Staff Present:

Erik Wisner, Executive Director
Amber Nutt, Education Director
Lindsey Bowes, Legal Assistant
Tim O'Brien, Real Estate Specialist/Investigator

Alycia Smith, Licensing Director
Wendy Alkire, Deputy Director & Compliance Director
Cindy Boswell, Real Estate Specialist/Senior Investigator
Madison Sawyer, Administrative Officer

Kansas Real Estate Commission Legal Counsel:

Nicole Turner, Assistant Attorney General
Spencer Taylor, Assistant Attorney General
Sydney Walsh, Assistant
Lisa Mendoza, First Assistant Attorney General

Members of the Public:

Todd Woodburn	Mark Barker	Kim Bischler	Steve Metarelis	Mark Tomb
Emily Timblin	Lauren Sams	Bryan Ruoff	Josh Waters	Kelly White
Nicole Fielder	Coldwell Banker			

Call to Order

Ms. Moyer called the meeting to order at 9:00 a.m.

Approval of the Minutes of the June, 17 2024 Meeting

Ms. McConnell moved to approve the minutes of the June 17, 2024, meeting. Ms. Kelly seconded the motion. Motion carried unanimously.

Education and Communication Report

Staff has approved 6 pre-license courses and 115 continuing education courses for FY24. Pearson VUE has administered 2,873 exams with an overall pass rate of 57% for the term of FY24 and administered 255 exams with an overall pass rate of 53% for the term of FY25. Ms. Nutt provided an updated version of Pearson's National/General Exam Content Outline for Salespersons which was meant to go live on August 2024, but has been pushed back to January 2025.

Ms. Nutt shared a planned meeting with Pearson regarding their Kansas contract. Ms. Nutt and Mr. Wisner will attend the meeting in Kansas City in September to discuss contractual obligations.

Hearing of Preston Coffman, Docket 24-2096

Licensing Report

As of August 2024, there are 18,993 licensees, which is a decrease of 234 compared to July 2023. There are 209 pending applications (53 salesperson, 11 broker, and 145 fingerprint-only files). This is a decrease of 34 applicants compared to 2023.

Compliance Report

Staff has received 330 complaints and completed 336 compliance reviews so far in FY24. Compliance courses are scheduled for November 14, 2024, for BRRETA and November 20, 2024, for Broker Supervision.

Ms. Alkire requested changes to KREC Delegation of Authority. Ms. McConnell moved to approve the changes to KREC Delegation of Authority. Mr. Schlosser seconded the motion. Motion carried unanimously.

Ms. Alkire requested for KREC to publish a Civil Consent Judgment from Johnson County District Court against Bradley Chapin. Mr. Chapin has previously received several letters from the commission related to unlicensed auction activity. The commission approved the request to fully publish the Judgment by consensus.

Mr. Schlosser moved to reflect the commission's appreciation for Ms. Alkire's years of service within the written minutes.

Director's Report

The real estate fee fund balance as of June 30, 2024, is \$1,509,111 which is up \$95,624 for FY24. Real estate fee fund receipts for FY24 are \$1,318,588 and real estate fee fund expenditures for FY24 are \$1,190,666. Background investigation fee fund receipts for FY24 are \$101,100 and the real estate recovery fund receipts for FY24 are \$21,498.

Mr. Wisner provided the FY25-27 Budget Submission for commission approval. Mr. Schlosser moved to approve the realigned fiscal year 2025 budget and proposed fiscal year 2026 and 2027 KREC budget proposals and to give Mr. Wisner authority to make any technical changes and other changes requested by the Division of Budget and the Governor's office during their review. Ms. Kelly seconded the motion. Motion carried unanimously.

Mr. Wisner proposed changes to the application approval guidelines. Mr. Schlosser moved to approve the additional clarification for license applications, Ms. McConnell seconded the motion. Motion carried unanimously.

Mr. Wisner provided an update on the new licensing system and on legislative and policy matters. A legal action summary report was provided for FY24. Mr. Wisner provided an update on proposed regulations 86-1-5 (KBI Fees) and 86-1-10 (Synchronous Distance Education).

An ARELLO Legal Exchange Update was provided to the commission regarding the NAR Settlement. Mr. Wisner proposed publishing an online statement regarding the Commission's jurisdiction as it relates to the

NAR Settlement and the validity of KREC published forms. Commission approved of the proposed statement for online publication by consensus.

Public Comment

Jamie Sauder provided written public comment regarding broker supervision and BRRETA.

Adjournment

The meeting adjourned at 10:22 a.m.