

AGENDA FOR TEXAS REAL ESTATE COMMISSION (TREC) MEETING

Conference Room 235, TREC Headquarters Office
1101 Camino La Costa, Austin, Texas

October 8, 2007, 9:00 a.m.

CALL TO ORDER

1. Call to order and pledge of allegiance

MINUTES

2. Minutes of August 6, 2007 Commission meeting
3. Recognition of former Commission members Louise Hull and Paul Jordan

STAFF AND COMMITTEE REPORTS

4. Staff reports; committee reports

PUBLIC COMMENTS

5. General comments from visitors

EXECUTIVE SESSION

6. Executive session to discuss pending litigation pursuant to Texas Government Code §551.071 and if necessary, to receive legal advice from general counsel on posted agenda items

POSSIBLE ACTION ON MATTERS FROM EXECUTIVE SESSION

7. Discussion and possible action to authorize payments from recovery funds or take other action on items considered in executive session

EMERGENCY RULES

8. Discussion and possible action to adopt emergency amendments to 22 TAC §535.51 concerning General Requirements
9. Discussion and possible action to adopt emergency amendments to 22 TAC §535.212 concerning Education and Experience Requirements for an Inspector License

RULES TO PROPOSE

10. Discussion and possible action to propose amendments to existing rules or propose new rules as follows:
 - a. 22 TAC Chapter 533 concerning Practice and Procedure
 - b. 22 TAC §535.42 concerning Jurisdiction and Authority
 - c. 22 TAC §535.51 concerning General Requirements
 - d. 22 TAC Chapter 535, Subchapter F concerning Education, Experience, Educational Programs, Time Periods and Types of License (§§535.61-535.65)
 - e. 22 TAC Chapter 535 Subchapter G concerning Mandatory Continuing Education (§§535.71 and 535.72)
 - f. 22 TAC Chapter 535 Subchapter I concerning Licenses (§§535.91, 535.92, and 535.94)
 - g. 22 TAC Chapter 535, Subchapter Q concerning Administrative Penalties
 - h. 22 TAC Chapter 535, Subchapter R concerning Home Inspectors
 - i. 22 TAC Chapter 537, Professional Agreement and Standard Contracts

In compliance with the Americans with Disabilities Act, any requests for reasonable accommodation needed by persons desiring to attend this open meeting should be submitted by that person to the Board

- j. 22 TAC Chapter 539, Subchapter O concerning Administrative Penalties
- 11. Discussion and possible action to propose the repeal of:
 - a. 22 TAC Chapter 533 Practice and Procedure (§§533.31 - 533.39)
 - b. 22 TAC §535.209 concerning Professional Inspector Corporations and Limited Liability Companies.

RULES TO ADOPT

- 12. Discussion and possible action to adopt amendments to 22 TAC §535.101 concerning Fees

PENDING MATTERS

- 13. Update on TREC's request for an attorney general opinion about SB 914's requirements for home inspector liability insurance
- 14. Discussion and possible action to make appointments to Broker Lawyer Committee
- 15. Discussion and possible action to establish a procedure to create an inspector advisory committee and/or make appointments thereto

NEW BUSINESS

- 16. Discussion and possible action to approve the revised required Legal Update and Legal Ethics Courses
- 17. Discussion and possible action to approve annual internal audit report
- 18. Annual review of fees and estimated revenues
- 19. Discussion and possible action to approve fiscal year 2008 operating budget
- 20. Discussion and possible action to authorize Tim Irvine to approve expenditures
- 21. Discussion and possible action regarding a resolution authorizing the Administrator or Assistant Administrator to enter into a Memorandum of Understanding with the Texas Appraiser Licensing Board
- 22. Discussion and possible action to amend previously adopted policy regarding administrative penalties and other disciplinary action for unlicensed activity

COMPLAINT MATTERS

- 23. Consideration of complaint information concerning: Joe William Ferguson, Tim Martin Knabe, Zehra Ahmed, James Edward Polk, Jr., John Lewis Guess, John Anthony Henry, Cheri Lynn Hollomon, Arturo Torre, Sylvia Ann Martinez

CONTESTED CASES

- 24. Motion for Rehearing in the Matter of George Limon Alejos
- 25. Motion for Rehearing in the Matter of Gerald Page Brockman
- 26. Motion for Rehearing in the Matter of Larry Wayne Brook, Jr.
- 27. Entry of orders in contested cases
- 28. Schedule future meetings and adjourn