

**AGENDA FOR TEXAS REAL ESTATE COMMISSION (TREC) MEETING**  
Conference Room 235, TREC Headquarters Office  
1101 Camino La Costa, Austin, Texas

**August 17, 2009, at 11:00 a.m.**

CALL TO ORDER

1. Call to order and pledges of allegiance

MINUTES

2. Approval of minutes of May 26 and June 11, 2009 Commission meetings
3. Discussion and possible action to excuse commissioner absence(s), if any

STAFF AND COMMITTEE REPORTS

4. Reports by interim administrator and division directors which may include reports of monthly activities and statistical data for licensing, education, enforcement, technology usage, recovery trust account and fund activity, and updates on new and ongoing agency activity; questions by commissioners to division directors regarding issues raised by the monthly activities reports; discussion of current topics raised by monthly reports; requests by the Commission for additional information or reports from staff; and introduction of new employees

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 counsel on posted agenda items and employment law, and to discuss personnel matters regarding administrator position under Texas Government Code, §§551.071 and 551.074

ACTION ON MATTERS FROM EXECUTIVE SESSION

7. Discussion and possible action to authorize settlement of recovery fund claims or take other action on items considered in executive session
8. Discussion and possible action regarding selection of the TREC administrator

RULES FOR POSSIBLE PROPOSAL

9. Discussion and possible action to propose amendments to 22 TAC Chapter 543 regarding Rules Relating to the Provisions of the Texas Timeshare Act
10. Discussion and possible action to propose:
  - a. Amendments to 22 TAC §537.30 regarding Standard Contract Form TREC No. 23-8
  - b. Amendments to 22 TAC §537.31 regarding Standard Contract Form TREC No. 24-8
  - c. Repeal of 22 TAC §537.50 regarding Standard Contract Form TREC No. 43-0

RULES FOR POSSIBLE ADOPTION

11. Discussion and possible action to adopt on an emergency basis:
  - a. Amendments to 22 TAC §537.30 regarding Standard Contract Form TREC No. 23-8

Pursuant to the Americans with Disabilities Act, any requests for reasonable accommodation needed by persons wishing to attend this meeting should be submitted to Loretta DeHay at 512-465-3900.

- b. Amendments to 22 TAC §537.31 regarding Standard Contract Form TREC No. 24-8
- c. Repeal of 22 TAC §537.50 regarding Standard Contract Form TREC No. 43-0

12. Discussion and possible action to adopt amendments to:

- a. 22 TAC §535.51 concerning General Requirements
- b. 22 TAC §535.64 regarding Accreditation of Schools and Approval of Courses and Instructors
- c. 22 TAC §535.66 regarding Payment of Annual Fee, Audits, Investigations and Enforcement Actions
- d. 22 T.A.C. §535.71, Mandatory Continuing Education: Approval of Providers, Courses and Instructors
- e. 22 TAC §535.101 concerning Fees

13. Discussion and possible action to adopt amendments to:

- a. 22 TAC §535.212(a)(5)(J)(i) regarding Education and Experience Requirements for an Inspector License
- b. 22 TAC §535.223 regarding standard inspection report form

PENDING BUSINESS

- 14. Discussion and possible action regarding recommendations from the Broker Responsibility Committee
- 15. Discussion and possible action regarding recommendations from the Education Committee

NEW BUSINESS

- 16. Discussion and possible action regarding TREC policy on licensing requirements for corporations and limited liability companies
- 17. Discussion and possible action to approve annual internal audit report
- 18. Discussion and possible action to approve fiscal year 2010 budget
- 19. Discussion and possible action regarding appointment of members to the Broker Lawyer Committee

CONTESTED CASES

- 20. Consideration and possible action regarding Proposals for Decision from State Office of Administrative Hearings:
  - a. SOAH Docket No. 329-09-1334.REC, in the matter of Erasmo Garcia;
  - b. SOAH Docket No. 329-09-2643.REC, in the matter of Janet J. Shaw; and
  - c. SOAH Docket No. 329-09-3219.REC, in the matter of Tracey Fabian Tyler

FUTURE MEETINGS

- 21. Discussion and possible action to schedule future meetings
- 22. Adjourn