

AGENDA FOR TEXAS REAL ESTATE COMMISSION (TREC) MEETING

Conference Room 235, TREC Headquarters Office

1101 Camino La Costa, Austin, Texas

May 2, 2011 at 10:00 a.m.

CALL TO ORDER

1. Call to order and pledges of allegiance
2. Discussion and possible action to excuse Commissioner absence(s), if any

MINUTES

3. Approval of minutes of February 14, 2011 Commission meeting

STAFF AND COMMITTEE REPORTS

4. Reports by administrator, general counsel, and division directors of monthly activities and statistical data for communications, licensing, education, enforcement, information technology, staff services, 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 commissioners for additional information or reports from staff; and introduction of new employees
5. Report by Texas Real Estate Inspector Committee

PUBLIC COMMENTS

6. General comments from visitors on non-agenda items

RULES FOR POSSIBLE PROPOSAL

7. Discussion and possible action to propose amendments to 22 TAC §535.191 regarding Schedule of Administrative Penalties
8. Discussion and possible action to propose amendments to 22 TAC §535.219 regarding Schedule of Administrative Penalties
9. Discussion and possible action to propose amendments to 22 TAC Chapter 537 as follows:

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.

- a. §537.20 concerning Standard Contract Form TREC No. 9-9
- b. §537.28 concerning Standard Contract Form TREC No. 20-10
- c. §537.30 concerning Standard Contract Form TREC No. 23-11
- d. §537.31 concerning Standard Contract Form TREC No. 24-11
- e. §537.32 concerning Standard Contract Form TREC No. 25-8
- f. §537.37 concerning Standard Contract Form TREC No. 30-9

RULES FOR POSSIBLE ADOPTION

10. Discussion and possible action to adopt amendments to 22 TAC Chapter 533 regarding Practice and Procedure
11. Discussion and possible action to adopt amendments to 22 TAC §535.217 regarding Contact Information
12. Discussion and possible action to adopt or withdraw amendments to 22 TAC Chapter 537 as follows:
 - a. Amend §537.45 concerning Standard Contract Form TREC No. 38-3, Notice of Buyer's Termination of Contract
 - b. Withdraw amendments to §537.46 concerning Standard Contract Form TREC No. 39-7, Amendment to Contract

PENDING BUSINESS

13. Discussion and possible action to renew for an additional 60-day period emergency rules concerning:
 - a. §537.20 concerning Standard Contract Form TREC No. 9-9
 - b. §537.28 concerning Standard Contract Form TREC No. 20-10
 - c. §537.30 concerning Standard Contract Form TREC No. 23-11
 - d. §537.31 concerning Standard Contract Form TREC No. 24-11
 - e. §537.32 concerning Standard Contract Form TREC No. 25-8
 - f. §537.37 concerning Standard Contract Form TREC No. 30-9
14. Discussion regarding legislative housekeeping measures and other legislative items
15. Discussion and possible action to appoint working groups to address possible legislative matters regarding:
 - a. Education requirements for a broker and salesperson license
 - b. Experience requirements for a broker license

NEW BUSINESS

16. Discussion and possible action to approve annual audit plan
17. Discussion and possible action to approve training for investment officers pursuant to Public Funds Investment Act, Texas Government Code, Section 2256.007(d)
18. Discussion and possible action to adopt a code of conduct for members of advisory committees and working groups
19. Discussion and possible action regarding appointment of members to Broker Lawyer Committee
20. Discussion and possible action concerning the Real Estate Inspector Committee recommendation to the Commission regarding the development of a National Home Inspector Examination.

CONTESTED CASES

21. Consideration and possible action regarding Proposal for Decision from State Office of Administrative Hearings in the matter of:
 - a. SOAH Docket No. 329-11-0448.REC, Texas Real Estate Commission v. Robin J. Muir
 - b. SOAH Docket No. 329-11-1036.REC, Texas Real Estate Commission v. Derek Roy Evans

RECOVERY FUND

22. Recovery fund matters
 - a. Executive session to discuss pending litigation pursuant to Texas Government Code §551.071
 - b. Discussion and possible action to authorize settlement of recovery fund claims

FUTURE MEETINGS

23. Discussion and possible action to schedule future meetings
24. Adjourn

The Texas Real Estate Commission may meet with its attorney in executive session on any item listed above as authorized by the Texas Open Meetings Act, Tex. Gov't Code, §551.071.