

MINUTES OF THE MEETING OF THE  
TEXAS REAL ESTATE COMMISSION

February 25, 2008

Room 235, 1101 Camino La Costa

Austin, Texas

On Monday, February 25, 2008, at 9:00 a.m. there was a duly posted regular meeting of the Texas Real Estate Commission (the "Commission"). Chairman John Walton presided and Patricia Holder recorded the minutes. The following commissioners, constituting a quorum, were in attendance:

John Walton, Chairman

Troy Alley

Adrian Arriaga

Mary Frances Burleson

John Eckstrum

William Flores

Elizabeth Leal

Tom Mesa

Staff present included Tim Irvine, Loretta DeHay, Della Lindquist, Barbara Kolb, Gwen Jackson, Tom Watson, and Patricia Holder.

The Chairman called on a member of TREC staff, Elisa Macias, who is also a Boatswain's Mate 3 in the United States Navy to lead the attendees in the pledge of allegiance. Ms. Macias has been called to active duty and in late spring she will be deployed to Iraq.

Chairman Walton recognized Jackie King from the Governor's Office, Lori Levy from the Texas Association of Realtors (TAR) and former TREC Commissioners Larry Jokl and Henry Santamaria in the audience.

The Chairman moved to agenda item two, recognition of Louise Hull and Paul Jordan for their contributions to the Texas Real Estate Commission. He read the following resolution recognizing Louise Hull:

*WHEREAS, LOUISE E. HULL of Victoria, Texas, was appointed a Commissioner of the Texas Real Estate Commission (TREC) by Governor Rick Perry on May 2, 2001; and*

*WHEREAS, COMMISSIONER HULL has held a Texas real estate license in good standing since 1980, and served with great distinction as a member of the Texas Real Estate Commission for over six years; and*

*WHEREAS, Throughout her tenure as a member, COMMISSIONER HULL provided exemplary leadership in carrying out TREC's commitment to protecting consumers, assuring the availability of qualified and honest real estate business professionals, and fostering economic growth within Texas; and*

*WHEREAS, In addition to helping establish and oversee the implementation of successful TREC programs in professional licensing, education, and enforcement of regulations to protect all who are*

*involved with real estate transactions, COMMISSIONER HULL also served the State of Texas and her community through her active participation in various organizations including:*

*the Victoria Board of Realtors;*

*former Chairman of the Board of the Texas Association of Realtors;*

*former Chairman of the Texas Real Estate Commission Education Task Force; and*

*the Board of Directors of the National Association of Realtors.*

*NOW, THEREFORE, BE IT RESOLVED, That COMMISSIONER LOUISE E. HULL is hereby recognized and honored by the Texas Real Estate Commission for her diligence and outstanding service as a member of the Commission; and*

*BE IT FURTHER RESOLVED, That COMMISSIONER HULL be commended for her ongoing dedication to improving and upholding TREC's high standards of excellence in serving and protecting the best interests of all Texans.*

*Adopted this Twenty-Fifth Day of February, 2008, by the Texas Real Estate Commission.*

After signing the resolution, Mr. Walton presented it to Louise Hull who was in attendance.

Chairman Walton read the following resolution recognizing Paul Jordan:

*WHEREAS, PAUL H. JORDAN, of Georgetown, Texas, was appointed a Commissioner of the Texas Real Estate Commission (TREC) by Governor Rick Perry on May 2, 2001; and*

*WHEREAS, COMMISSIONER JORDAN served with great distinction as a member of the Texas Real Estate Commission for over six years; and*

*WHEREAS, Throughout his tenure as a member, COMMISSIONER JORDAN provided exemplary leadership in carrying out TREC's commitment to protecting consumers, assuring the availability of qualified and honest real estate business professionals, and fostering economic growth within Texas; and*

*WHEREAS, In addition to helping establish and oversee the implementation of successful TREC programs in professional licensing, education, and enforcement, COMMISSIONER JORDAN also served the State of Texas and his community through his active participation as presiding officer for rehearings held before the Commission during his tenure.*

*NOW, THEREFORE, BE IT RESOLVED, That COMMISSIONER PAUL H. JORDAN is hereby recognized and honored by the Texas Real Estate Commission for his diligence and outstanding service as a member of the Commission; and*

*BE IT FURTHER RESOLVED, That COMMISSIONER JORDAN be commended for his ongoing dedication to improving and upholding TREC's high standards of excellence in serving and protecting the best interests of all Texans.*

*Adopted this Twenty-Fifth Day of February, 2008, by the Texas Real Estate Commission.*

Mr. Jordan was not in attendance. Chairman Walton asked that the resolution be sent to him.

Chairman Walton recognized members of the Amarillo Board of Realtors and the Lubbock Association of Realtors who were in attendance and then moved to agenda item three, minutes of December 10, 2007, Commission meeting. Upon motion of Ms. Leal, duly seconded by Ms. Burleson, the Commission unanimously approved the minutes of the previous meeting as presented.

The Chairman moved to agenda item four, election of vice-chairperson and secretary. Ms. Leal, duly seconded by Mr. Eckstrum, moved to elect Commissioners Troy C. Alley as vice-chair and Adrian A. Arriaga as secretary. Mr. Walton asked if there were any more nominations. Hearing none, the motion was adopted by unanimous vote.

Mr. Walton moved to agenda item five, staff reports; committee reports. Ms. Jackson, Director of Licensing Services, introduced Karen Minot a new employee in the Education department. Ms. Jackson reported that there was a twenty-three percent increase in broker original applications and a fourteen percent increase in licenses issued from original applications. The increase was attributed to those individuals who wanted to obtain a broker's license before the new requirements went into effect. Broker and Salesperson late renewals continued to be high, but were significantly lower than previous months. Ms. Jackson added to her report by providing slides of graphs concerning the number of licensees and registrants. The L2 report shows that the Commission had a total of 158,791 licensees and registrants, an increase of over 5,000 from the previous year. There was discussion concerning the number of licenses issued versus the number of applications received.

Ms. Lindquist, Director of Enforcement, reported on the division's activities. Ms. Lindquist stated that at this point the Enforcement Division was completely staffed. She called on Esta Hardy to introduce two new employees, Tonya McCullough and Rachel Garza, who would be providing administrative support to the Enforcement staff. There was discussion concerning the percentage of time spent on the different aspects of the enforcement process. There was discussion concerning a slide presentation by Ms. Lindquist and a request from the Commission for the numbers or percentages to be included in the labeling of the graphs. There was discussion concerning unlicensed activity and the Commission's jurisdiction over that particular violation.

Mr. Watson, Director of Technology Services, introduced a new employee, Gabriel McEver. He will be handling desk top support for the agency. Mr. Watson presented the I1 report. He reported that the participation of brokers and salespersons in the online renewal process was high. There was discussion concerning the State Auditor's Performance Measures report and any reports the commissioners receive from the Technology Services department that might cover that item. There was an in depth presentation and discussion concerning computer down-time during the month of November due to hardware failures and high levels of attempted security attacks. Kay Fowler, Lubbock Association of Realtors, asked why the renewal cards information concerning needed education for renewal did not always match the web site information. Mr. Watson explained that the internet information concerning education was not updated as frequently as the TRELIS system. After discussion, the Chairman stated that during December there were 2,544,000 hits on the TREC web site.

Mr. Irvine stated that Barbara Kolb, Chief Accountant, would present the Staff Services portion of the reports. Ms. Alexander, Director of Staff Services, had been selected for the Texas Financial Officers Academy and was presently attending classes. Ms. Kolb delivered the S1 report. She also commented on the S2 report and the S3 report. There was discussion concerning the various reports. There were specific comments concerning the Recovery Trust Account.

Chairman Walton moved to agenda item six, general comments from visitors. Jeffrey Heller spoke concerning his claim against the Recovery Trust Account which was to be presented to the Commission for payment during the upcoming executive session.

The Chairman moved to agenda item seven, 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. Executive session began at 10:01 a.m. The meeting was back in open session at 10:25 a.m.

Chairman Walton moved to agenda item eight, discussion and possible action to authorize payments from recovery funds or other action on items considered in executive session. Ms. DeHay presented the recovery fund claims for possible payment as follows:

RF 08-002, Albert and Paula Cruchelow vs. Michael T. Dowdell and NM Preferred Realty in the amount of \$17,900 in actual damages and \$2,000 in attorney fees against Dowdell; and in the amount of \$13,500 in actual damages and \$2,000 in attorney fees against NM Preferred Realty. Ms. Leal, duly seconded by Mr. Alley, moved to authorize payment up \$50,000. The motion was adopted by unanimous vote.

RF 08-003, Jeffrey Heller vs. David Marinez, Mr. Flores, duly seconded by Mr. Arriaga, moved to authorize the Commission's general counsel to settle RF 08-003 on the best possible terms for the benefit of the Commission. The motion was adopted by unanimous vote. Mr. Mesa, duly seconded by Ms. Leal, moved to authorize payment. The motion was adopted by unanimous vote.

RF 08-004, Izilin Agboaye vs. Doristine Lawani, in the amount of \$19,000 in actual damages and \$2,900 in attorney fees. Mr. Day, duly seconded by Ms. Burluson, moved to authorize payment. The motion was adopted by unanimous vote.

The Chairman moved to agenda item nine, discussion and possible action to propose amendments to: (a) 22 TAC §535.62 concerning Acceptable Courses of Study; (b) 22 TAC §535.71 concerning Mandatory Continuing Education: Approval of Providers, Courses and Instructors; (c) 22 TAC §§535.92 concerning Renewal: Time for Filing; Satisfaction of Mandatory Continuing Education Requirements; (d) 22 TAC §535.95 concerning Miscellaneous Provisions Concerning License or Registration Renewals; (e) 22 TAC §§535.101 concerning Fees; (f) 22 TAC §535.212 concerning Education and Experience Requirements for an Inspector License; and (g) 22 TAC §543.2 concerning rules relating to the Provisions of the Texas Timeshare Act, Chapter 221, Texas Property Code.

Ms. DeHay presented agenda item nine (a) for discussion and possible action. The amendment to §535.62 changes the requirements for acceptability of correspondence courses offered to meet core education requirements for a real estate salesperson or broker license under the Real Estate License Act, Texas Occupations Code, Chapter 1101. Currently correspondence courses must be offered by an accredited college or university. Under the proposed amendment, TREC would continue to accept correspondence courses offered by accredited colleges and universities, but correspondence courses approved by the commission and offered by schools accredited by the commission and acceptable correspondence courses approved by a real estate regulatory agency of another state could be used to meet education requirements for a real estate salesperson or broker license under the Real Estate License Act. Upon motion of Ms. Leal, duly seconded by Mr. Mesa, the Commission authorized staff to propose the amendment for publication and comment.

Ms. DeHay presented agenda item nine (b) for discussion and possible action. The amendments to §535.71 changes the requirements for approval of correspondence courses offered to meet mandatory continuing education requirements for a real estate salesperson or broker license under the Real Estate License Act, Texas Occupations Code, Chapter 1101. Currently correspondence courses must be offered by an accredited college or university. TREC would continue to accept correspondence courses offered by accredited colleges and universities, but correspondence courses approved by the commission and offered by a school accredited by the commission and acceptable correspondence courses approved by a real estate regulatory agency of another state could be used to meet mandatory continuing education requirements for a real estate salesperson or broker license under the Real Estate License Act. Upon motion of Mr. Eckstrum, duly seconded by Mr. Arriaga, the Commission authorized staff to propose the amendments for publication and comment.

Ms. DeHay presented agenda item nine (c) for discussion and possible action. The amendments to §535.92(f) change the procedure for licensees who choose to pay an MCE deferral fee under §1101.457, Texas Occupations Code to defer MCE requirements for an additional 60 days after the date the license is renewed. If a licensee fails to timely pay the deferral fee or fails to complete the MCE requirements within the 60-day period, the license will be placed on inactive status. To reactivate the license, the licensee must pay an additional \$250 fee, pay the original \$200 deferral fee, complete the MCE requirements, certify that the licensee has not engaged in real estate brokerage activity, and pay the appropriate change fee. The amendments to §535.92(h) changes the requirements for approval of correspondence courses offered to meet mandatory continuing education requirements for a real estate salesperson or broker license under the Real Estate License Act, Texas Occupations Code, Chapter 1101. Currently correspondence courses must be offered by an accredited college or university. TREC would continue to accept correspondence courses offered by accredited colleges and universities, but correspondence courses approved by the commission and offered by a school accredited by the commission and acceptable correspondence courses approved by a real estate regulatory agency of another state could be used to meet mandatory continuing education requirements for a real estate salesperson or broker license under the Real Estate License Act. Sharon Harris, TREC staff attorney, spoke concerning the amount of time involved to process a "late MCE complaint". After discussion, upon motion of Mr. Arriaga, duly seconded by Mr. Mesa, the Commission authorized staff to propose the amendments for publication and comment.

Ms. DeHay presented agenda item nine (d) for discussion and possible action. The amendments to Section 535.95 are proposed to clarify fingerprinting requirements in cases where a licensee renews a license, has been fingerprinted, and the fingerprints have been rejected by the DPS or the FBI. In those cases where the fingerprints have been rejected by the DPS or the FBI for technical reasons, the licensee must get reprinted at no additional cost so that a criminal history background check can be conducted by the FBI. Under the proposed amendments, a license can be renewed on active status even if the fingerprints were rejected if the licensee has otherwise met all other requirements for renewal of the license. The proposed rule requires the commission to notify the licensee that he or she must contact the DPS to submit additional fingerprints and authorizes the commission to take disciplinary action against a licensee for failing to get reprinted in a timely manner. Upon motion of Ms. Leal, duly seconded by Mr. Eckstrum, the Commission authorized staff to propose the amendments for publication and comment.

Ms. DeHay presented agenda item nine (e) for discussion and possible action. The proposed amendments add a fee charged by the Federal Bureau of Investigation for a national criminal history check in connection with a license renewal. The fee is variable, but is currently set at \$19.25. The amendments also propose a late reporting fee of \$250 for licensees who fail to timely comply with the requirements of 22 TAC §535.92(f). Under §1101.457, Texas Occupations Code, a licensee may pay a \$200 MCE deferral fee to defer MCE requirements for an additional 60 days after the date the license is renewed. If a licensee fails to timely pay the deferral fee or fails to complete the MCE requirements within the 60-day period, the license will be placed on inactive status under proposed amendments to 22 TAC §535.92(f). To reactivate the license, the licensee must pay the \$250 late reporting fee, pay the original \$200 deferral fee, complete the MCE requirements, certify that the licensee has not engaged in real estate brokerage activity, and pay the appropriate change fee. Upon motion of Mr. Eckstrum, duly seconded by Ms. Leal, the Commission authorized staff to propose the amendments for publication and comment.

Ms. DeHay presented agenda item nine (f) for discussion and possible action. The amendments to §535.212 changes the requirements for acceptability of correspondence courses offered to meet core and continuing education requirements for a real estate and professional home inspector license under Texas Occupations Code, Chapter 1102. Currently correspondence courses must be offered by an accredited college or university. Under the proposed amendment, TREC would continue to accept correspondence courses offered by accredited colleges and universities, but correspondence courses approved by the commission and offered by schools accredited by the commission and acceptable correspondence courses approved by a real estate regulatory agency of another state could be used to meet core and continuing education requirements for a home inspector license in Texas. Upon motion of Mr. Eckstrum, duly seconded by Ms. Burleson, the Commission authorized staff to propose the amendments for publication and comment.

Ms. DeHay presented agenda item nine (g) for discussion and possible action. The amendments change the notice requirements for developers to notify TREC of a change in the amount of a surety bond under §221.063(a) of the Texas Timeshare Act. Currently, a developer is required to file an amendment to a registration if there is a change of more than 20% in the amount of an original surety bond. The amendment would delete that requirement to amend the registration, but a developer would be required to notify the commission of any increase or decrease in the original surety bond as provided for in § 221.063(a) of the Texas Timeshare Act. The amendment to §543.4 would adopt by reference an amended Application for Abbreviated Registration of a Timeshare Plan, Form TSR 3- 2 to make the form consistent with the text in the Application to Register a Timeshare Plan, Form TSR 1-4. Upon motion of Mr. Eckstrum, duly seconded by Mr. Mesa, the Commission authorized staff to propose the amendments for publication and comment.

Chairman Walton moved to agenda item ten, discussion and possible action to adopt amendments to 22 TAC §535.141 concerning Initiation of Investigation, exception for covert investigations pursuant to Texas Government Code §§402.031 and 402.032 and 555.051.

Ms. DeHay presented the agenda item for discussion and possible action. No comments had been received on the amendments. The amendments to 22 TAC §535.141(a) and (b) are adopted to comply with new legislation that amended

Texas Occupations Code Chapters 1101 and 1102 enacted during the 80th Legislative Session, Regular Session, by Senate Bill 914. Senate Bill 914 in part amends Texas Occupations Code §1101.204 to authorize commission staff to file complaints and conduct investigations as necessary to enforce Chapter 1101 and Chapter 1102. The amendment to 22 TAC §535.141(a) clarifies that the section applies to all persons licensed or registered by the Texas Real Estate Commission, including persons licensed under Chapter 1102. The amendment to §535.141(b) deletes references that are redundant or conflict with the recent amendments to §1101.204.

The new text in 22 TAC §535.141(b) is adopted to comply with new legislation that included amendments to Texas Government Code §402.031 enacted during the 80th Legislative Session, Regular Session, by House Bill 716 relating to mortgage fraud. The amendments to 22 TAC §535.141(b) recognize that while Texas Occupations Code §1101.204(e) does not permit staff to conduct covert investigations except as authorized by the commission, such investigations may be conducted if they relate to a report of fraudulent activity as defined in §402.031. Similarly, the amendments reflect that while Texas Occupations Code §1101.204(d) requires TREC to provide notice to a licensee who is the subject of an investigation, new Texas Government Code §402.031 requires TREC to withhold such information from the subject of the report if it is a report of fraudulent activity as defined in §402.031. Upon motion of Mr. Eckstrum, duly seconded by Mr. Mesa, the Commission adopted the amendments to §535.141.

The Chairman moved to agenda item eleven, discussion and possible action regarding the Texas Real Estate Commission Strategic Plan for the fiscal years 2008-2012. Mr. Irvine presented the agenda item for discussion and possible action. He stated that this agenda item requests the Commission to authorize staff to establish a timeline for developing the Strategic Plan, including but not limited to scheduling public meetings to gather input from interested parties. Ms. Burleson, duly seconded by Mr. Flores, moved that staff be hereby authorized, on behalf of this Commission, to implement a timeline for developing the Strategic Plan and to proceed to hold meetings to obtain information and concerns from affected stakeholders. The motion was adopted by unanimous vote.

Chairman Walton moved to agenda item twelve, discussion and possible action regarding Audit Report on Performance Measures at the Real Estate Commission conducted by the State Auditors Office. Mr. Irvine presented the agenda item for discussion and possible action. There was discussion concerning the recent audit of the way TREC reports measures. There had been changes in the audit protocols. Ms. Leal pointed out that this audit did not concern financial operations, only the way licensing actions are reported. Mr. Flores, duly seconded by Ms. Leal, moved that the Audit Report Regarding Performance Measures be and it hereby is accepted. The motion was adopted by unanimous vote.

Mr. Walton moved to agenda item thirteen, discussion and possible action to appoint a disciplinary committee pursuant to Texas Occupations Code §1101.662. Mr. Irvine presented the agenda item for discussion and possible action. There was discussion concerning the statute authorizing the commission to appoint a disciplinary committee to issue an order for temporary suspension of a license. Ms. Lindquist, Director of Enforcement, explained the method that would be used to present a motion for temporary suspension of a license and what type of violations would qualify an individual for this type of action. Ms. Leal nominated Chris Day. Mr. Arriaga nominated Ms. Leal. Ms. Burleson nominated John

Eckstrum. Mr. Flores seconded all the nominations. The nominees were appointed by unanimous vote. Mr. Walton read the following resolution for the record:

*"BE IT RESOLVED, that the following Commissioners, Chris Day, Elizabeth Leal, and John Eckstrum are hereby authorized, on behalf of this Commission, to act as a disciplinary committee pursuant to Texas Occupations Code §1101.662."*

The Chairman moved to agenda item fourteen, discussion and possible action to adopt an Equipment Financing Resolution regarding the acquisition of telephone equipment. Mr. Irvine presented the agenda item for discussion and possible action. Mr. Flores, duly seconded by Ms. Leal, moved to adopt the following Equipment Financing Resolution:

*"WHEREAS, pursuant to Chapter 1232 Texas Government Code, the Texas Public Finance Authority (Authority) is authorized to issue revenue bonds or other obligations to finance the acquisition of equipment for state agencies and institutions of higher education;*

*WHEREAS, the Texas Real Estate Commission (the Commission or TREC) intends to request the Authority from time to time to issue revenue bonds or other obligations to finance or refinance telephone equipment in an aggregate amount not to exceeding the amount authorized by the Legislature in the General Appropriations Act or other act of appropriation;*

*WHEREAS, the Commission now desires to approve and authorize requests for financing or refinancing of telephone equipment and to authorize the TREC Administrator or his designee to submit requests for financing or refinancing from time to time and to take such other actions as may be necessary with respect thereto; and*

*WHEREAS, the Commission desires and intends that this Resolution and the authorizations it embodies remain in effect until rescinded, withdrawn or amended by action of the Commission.*

*THEREFORE, BE IT RESOLVED BY THE TEXAS REAL ESTATE COMMISSION THAT:*

- 1. The acquisition of the telephone equipment has been duly authorized by law and is required or suitable for public purposes mandated by law and the financing or refinancing of the equipment is appropriate.*
- 2. The Administrator is hereby authorized and directed to submit requests from time to time to the Authority to issue bonds or other obligations, in an aggregate amount not exceeding the Commission's appropriation authority for the equipment.*
- 3. The Administrator or designee is further authorized to approve, execute and deliver the Master Lease Agreement Requests for Financing, and such other instruments, including but not limited to the financing documents required by the Authority's rules, and to take such other actions as are necessary and appropriate in connection with the issuance, sale or delivery of the bonds or their obligations.*
- 4. This resolution and the authorizations embodied therein shall continue in effect until rescinded, withdrawn, or amended by action of the Commission.*
- 5. Due notice of the meeting and the subject matter of this Resolution was given as required by law and a quorum of the Commission was present at the meeting at which this Resolution was considered.*

*Adopted and effective as of February 25, 2008. To be signed by the Chairman and the Administrator of the Texas Real Estate Commission."*

Chairman Walton moved to agenda item fifteen, discussion and possible action on a staff recommendation for selection of a third party to administer licensing examinations. Mr. Irvine presented the agenda item for discussion and possible action. He stated that staff had drafted a request for proposal (RFP) for a third party to administer licensing examinations. The RFP was published on October 18, 2007. Five parties submitted letters of interest. On November 16, 2007, staff responded to some preliminary questions asked by the interested parties. On December 19, 2007, the final bids

or responses to the RFP were opened in the presence of the staff selection committee consisting of Mr. Irvine, Tom Watson, Gwen Jackson, Loretta DeHay, Karen Alexander, Sandy Jones and Alan Waters. The committee reviewed each of the responses and narrowed the selection down to two responders. Additional, more detailed study was performed on the two, PSI and Pearson Vue. After preliminary scoring each of the final two responders were invited to give presentations to the selection team. The committee requested best and final offers. After adjusting the scoring to include the best and final offers, and the presentations, staff now recommends PSI be selected to administer licensing examinations for TREC. Mr. Arriaga, duly seconded by Ms. Burlison, moved to accept staffs recommendation. The motion was adopted by unanimous vote. The Chairman read the following resolution for the record:

*" BE IT RESOLVED, that the recommendation of staff to approve the selection of PSI as the third party to administer licensing examinations be and it hereby is approved."*

Tadas Dabsys, Vice-president of PSI, thanked the commission for selecting PSI to administer licensing examinations.

Mr. Walton moved to agenda item sixteen, discussion and possible action to approve recovery trust account and recovery fund investment policies under the Public Funds Investment Act. Barbara Kolb, chief accountant, presented the agenda item for discussion and possible action. Ms. Kolb stated that the only change to the policies was the addition of the date of this meeting. Mr. Flores, duly seconded by Mr. Arriaga, moved to approve the investments as submitted by staff. Chairman Walton read the following resolution for the record:

*" BE IT RESOLVED, that staff is hereby authorized, on behalf of this Commission, to invest available cash in securities which provide both safety and liquidity to meet the ongoing needs of The Funds, as staff may deem necessary or advisable."*

The Chairman moved to agenda item seventeen, scheduling future meetings and adjourn. After discussion, Mr. Arriaga, duly seconded by Mr. Flores, moved to schedule the June meeting on the 30<sup>th</sup> of June. The motion was adopted with Mr. Alley and Ms. Burlison voting in opposition. The next meetings are scheduled for April 28, 2008, and June 30, 2008, in Austin. The Chairman adjourned the meeting at 11:20 a.m.

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Patricia Holder, Secretary for the Meeting

APPROVED this the 28<sup>th</sup> day of April, 2008.

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John Eckstrum  
Chairman

ATTEST: \_\_\_\_\_  
Timothy K. Irvine  
Administrator