

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

February 14 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
3. Election of Officers
4. Discussion and possible action to appoint three Inspector Committee Members

MINUTES

5. Approval of minutes of November 15, 2010 Commission meeting

STAFF AND COMMITTEE REPORTS

6. 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
7. Report by Texas Real Estate Inspector Committee

PUBLIC COMMENTS

8. General comments from visitors on non-agenda items

RULES FOR POSSIBLE ADOPTION

9. Discussion and possible action to
 - a. adopt the repeal of 22 TAC §535.154 concerning Advertising
 - b. adopt new 22 TAC §535.154 concerning Advertising
10. Discussion and possible action to adopt amendments to 22 TAC Subchapter T regarding Easement or Right of Way Agents as follows:
 - a. Amend §535.400 regarding Registration of Easement or Right-of-Way Agents
 - b. Amend §535.403 regarding Renewal of Registration
11. Discussion and possible action to adopt amendments to 22 TAC Chapter 539 regarding Provisions of the Residential Service Company Act 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. Amend §539.61 concerning Applications and Licensing
- b. Amend §539.121 concerning Examinations
- c. New Subchapter P and new §539.150 concerning Complaints

RULES FOR POSSIBLE PROPOSAL

12. Discussion and possible action to propose amendments to 22 TAC Chapter 533 regarding Practice and Procedure
13. Discussion and possible action to propose amendments to 22 TAC §535.217 regarding Contact Information

PENDING BUSINESS

14. Discussion and possible action on 22 TAC §535.148 regarding Receiving an Undisclosed Commission or Rebate
15. Discussion and possible action on legislative housekeeping measures and other legislative items
16. Discussion and possible action to approve modifications to Legislative Appropriations Request
17. Discussion and possible action to approve updates to required Legal and Ethics MCE courses
18. (a) Discussion and possible action regarding TREC Standard Contract Form. No. 20-9
 - (b) Discussion and possible action to take emergency rulemaking action to adopt amendments to the following rules and forms adopted by reference:
 - i. §537.20 concerning Standard Contract Form TREC No. 9-8,
 - ii. §537.28 concerning Standard Contract Form TREC No. 20-9,
 - iii. §537.30 concerning Standard Contract Form TREC No. 23-10,
 - iv. §537.31 concerning Standard Contract Form TREC No. 24-10,
 - v. §537.32 concerning Standard Contract Form TREC No. 25-7,
 - vi. §537.37 concerning Standard Contract Form TREC No. 30-8

NEW BUSINESS

19. Discussion and possible action to approve proposed 2.5% budget reduction
20. Discussion and possible action to approve updated policy for prioritization of complaint cases filed with the Standards and Enforcement Services Division.

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. 329-10-4249, REC., In the Matter of John Christopher Crawford
 - b. SOAH Docket NO. 329-10-5173, REC., In the Matter of Rene L. Hernandez
 - c. SOAH Docket NO. 329-11-0448, REC., In the Matter of Robin J. Muir
 - d. SOAH Docket NO. 329-11-0449.REC. In the Matter of Travis Matthew Grochoske

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.