



State of Idaho
Division Of Occupational and Professional Licenses
Idaho Real Estate Commission

BRAD LITTLE
Governor
RUSSELL BARRON
Administrator

11341 W Chinden Blvd.
P.O. Box 83720
Boise, ID 83720-0063
(208) 334-3233
dopl.idaho.gov

Minutes of 02/02/2023

Board Members Present:	Kim Cooper, Chair Jill Stone, Vice-Chair Michael Johnston Elizabeth Hume	Division Staff:	MiChell Bird, Executive Officer Lea Kear, Legal Counsel Melissa Ferguson, Curr/Exam Supv Don Morse, Investigation Units Supv Jesama Rosensweig, Licensing Supv Carlotta Zito, Board Support Spec Linda Pratzner, Board Support Spec
Board Members Absent:	Martin Espil		

The meeting was called to order at 9:00 AM MT by Kim Cooper.

APPROVAL OF MINUTES

A motion was made and seconded to approve the 12/05/2022 meeting minutes. The motion carried unanimously.

DIVISION BUSINESS

DOPL Strategic Plan: The DOPL Strategic Plan was presented.

Confidentiality and Conflict of Interest Policies: The policies were presented and distributed to the Board members for their signatures.

COMMISSION BUSINESS

Idaho REALTORS® Update: Membership Director Pete Katsilometes provided an update.

Education Report: The Education report was presented.

License Base Report: The Licensing report was presented.

Agency Disclosure Brochure Review: The Agency Disclosure Brochure was reviewed. A motion was made and seconded to approve the brochure. The motion passed unanimously.

Civil Penalty (CP) Fine Implementation and Discipline Course Update: An update on the CP Fine Implementation and Discipline Course was provided. The new rollout date for the course will be July 1, 2023. Continuing Education and Errors and Omissions violations were discussed. It was recommended on July 1, 2023, everyone start with a clean slate by taking the IREC Discipline Course instead of a fine. The first violation will require attending a class, the second violation will be a class and fee with a reprimand letter, and the third violation will go to enforcement.

A motion was made to change the planned implementation date to July 1, 2023, and to implement the new fine structure with modification. Licensees who receive their first Late Continuing Education (LCE) or Late Errors and Omissions (LEO) violation after July 1 will be required to attend the discipline class. Licensees who have previous LCE or LEO violations will receive a letter of reprimand and will be required to attend the discipline class. The remainder of the fine structure will be implemented as approved at the December 05, 2022, meeting.

With three ayes and one nay, the motion carried.

Public Comment: There was no public comment.

EXECUTIVE SESSION

Motion to Enter Executive Session: A motion was made and seconded that the Commission enter into executive session under Idaho Code § 74-206 (1)(d) to consider records that are exempt from disclosure under the Public Records Act, Idaho Code § 74-106 (9). Roll call: Kim Cooper-aye, Jill Stone-aye, Elizabeth Hume-aye, and Michael Johnston-aye. The motion carried unanimously.

Motion to Leave Executive Session: A motion was made to leave Executive Session. The motion carried unanimously.

MOTION(S) RE: Discipline

A motion was made and seconded that the facts set forth in PC Memos 2022-268, 2022-187, 2022-74, 2022-104, 2022-167, and 2022-169 are sufficient to proceed to formal action and that staff enter into the minutes our standard language. The motion carried unanimously.

Case #23-001: A motion was made to grant a waiver in case #23-001. The motion carried unanimously.

Case #23-002: A motion was made to grant the request in case #23-002. The motion carried unanimously.

Case #23-003: A motion was made to grant an exemption in case #23-003. The motion carried unanimously.

ADJOURNMENT

With no further business, the meeting adjourned at 11:46 AM MT.