

MINUTES OF MEETING
OF
LOUISIANA REAL ESTATE APPRAISERS BOARD

February 20, 2017

The Louisiana Real Estate Appraisers Board held its regular business meeting on Monday, February 20, 2017, at 9:00 a.m., at 9071 Interline Avenue, Baton Rouge, Louisiana, according to regular call, of which all members of the board were duly notified, at which meeting the following members were present:

BOARD

Roland M. Hall, Sr., Chairman
Michael A. Graham, Vice Chairman
Clayton F. Lipscomb, Secretary
Cheryl B. Bella
Janis M. Bonura
Timothy W. Hammett
Newton J. "Butch" Landry

STAFF

Bruce Unangst, Executive Director
Arlene Edwards, Legal Counsel
Anne Brassett
Robert Maynor
Chad Mayo
Ryan Shaw
Henk vanDuyvendijk
Jenny Yu

GUESTS

Melissa Bond
Caroline Catchings, Adams and Reese, LLP
Rob Rieger, Adams and Reese, LLP

Board members Gayle Boudousquie, Tommie McMorris, and Jim Purgerson were unable to attend the meeting.

Call to Order & Approval of Minutes

Chairman Hall called the meeting to order and led the Invocation. Mr. Landry led the Pledge of Allegiance. On motion made by Mr. Lipscomb and seconded by Mr. Graham, the minutes of the December 19, 2016 meeting were unanimously approved as written and circulated.

Budget Report

Ms. Yu provided the budget report for the period ending January 31, 2017 (*See Attachment A*). Although revenue from license renewal is down by \$25,000 due, in part, to a smaller renewal cycle, the budget once again finished in the black.

Director's Report

Director Unangst provided members with a copy of the 2016 LREAB Annual Report (*See Attachment B*). He advised that the licensing software update will be finishing up soon, and the Board's website will have a new look. There has been good response to the fee study survey, which is scheduled to close February 24, 2017. The survey will be posted on the Board's website and provided to members at the next business meeting.

Director Unangst noted that time is of the essence for pre-filing proposed legislation. Mr. Lipscomb made motion, seconded by Ms. Bella, to open the agenda for the purpose of adding two proposed legislative changes for discussion (*See Attachments C & D*). Motion passed without opposition. The first item concerns the extension of the Sunset Provision of the AMC law from December 31, 2017 to December 31, 2020. The next proposed change relates to appraiser liability and will limit the time in which litigation can be filed against certified real estate appraisers, who are only required to maintain their records for five years. Director Unangst intends to consult with trial lawyers, etc. to ascertain an agreeable time frame. On motion made by Mr. Lipscomb and seconded by Mr. Landry, the Board voted unanimously to grant staff and legal counsel the authority to draft the exact language to be brought before the Legislature.

Director's Report (cont'd.)

Director Unangst reported that all proposed policy/rule changes being promulgated by the federal Appraisal Subcommittee (ASC) have been postponed due to a freeze on spending.

Unfinished Business

Mr. VanDuyvendijk provided an overview of mandated education in lieu of disciplinary action, particularly those infractions involving minor USPAP violations. He spoke of such cases that have resulted in appraisers losing their livelihood. The ASC has no problem with this and it has worked quite well in other jurisdictions. In fact, one of our approved education providers, McKissock, LC, currently has four (4) courses available for this purpose. The courses are four hours in length, with a final examination, and cannot be used for continuing education credit. Mr. Lipscomb made motion, seconded by Ms. Bonura, to grant staff the authority to approve the allowance of education in lieu of formal disciplinary action. Motion passed without opposition.

Executive Session – None

New Business

Approval of Stipulations and Consent Orders (*See Attachment E*) –

Case No. 2015-575 LREAB v. Logan J. Woods – On motion made by Mr. Graham and seconded by Mr. Lipscomb, the Board voted unanimously to approve the Stipulations and Consent Order.

Case No. 2014-1731 LREAB v. Rachelle A. Falgout – On motion made by Mr. Graham and seconded by Mr. Lipscomb, the Board voted unanimously to approve the Stipulations and Consent Order.

Case No. 2015-1746 LREAB v. Chad W. Merrick – Mr. Graham made motion, seconded by Ms. Bella, to approve the Stipulations and Consent Order. Motion passed by unanimous vote, with Mr. Lipscomb recusing himself.

There being no further business to discuss, the meeting was adjourned on motion made by Mr. Lipscomb and seconded by Mr. Landry.

Roland M. Hall, Sr., Chairman

Clayton F. Lipscomb, Secretary