

SOUTH DAKOTA REAL ESTATE COMMISSION  
MAY 22, 2013  
KNEIP BUILDING  
700 GOVERNORS DR  
PIERRE, SOUTH DAKOTA

The South Dakota Real Estate Commission convened at 8:30 a.m. on May 22, 2013. Present for the meeting were Chairman Doug Nelson and commission members David Bonde, Matt Krogman, Paula Lewis and Mark Wahlstrom. Also present were executive director Melissa Miller, licensing program administrator Norma Schilling and Department of Labor and Regulation legal counsel Aaron Arnold.

Motion by Wahlstrom, seconded by Krogman, to approve the agenda following requested change. Motion carried.

Motion by Lewis, seconded by Wahlstrom, to approve the minutes of the March 27, 2013 meeting. Motion carried.

Motion by Krogman, seconded by Lewis, to accept the financial reports for March & April 2013. Motion carried.

Motion by Wahlstrom, seconded by Bonde, to enter into executive session at 8:38a.m. pursuant to SDCL 1-25-2(3). Motion carried.

The commission reconvened to regular session at 10:18 a.m.

Motion by Wahlstrom, seconded by Krogman, to approve the broker associate application of Tammy Quillen. Motion carried.

Motion by Lewis, seconded by Wahlstrom, to deny the residential rental agent application of Amanda Stevenson. Motion carried.

Motion by Bonde, seconded by Krogman, to deny the broker associate application of Adam Whitelock. Motion carried.

Motion by Krogman, seconded by Wahlstrom, to approve the broker associate application of Joshua Baldwin. Motion carried.

Motion by Wahlstrom, seconded by Bonde, to approve the broker associate application of Megan Garcia with a letter to the broker and broker associate. Motion carried.

Motion by Krogman, seconded by Lewis, to approve the broker associate application of Or Gombosh. Motion carried.

Motion by Lewis, seconded by Bonde, to deny the residential rental agent application of Taija Crawford. Motion carried.

Motion by Bonde, seconded by Krogman, to deny the nonresident salesperson application of Timothy Johnston. Motion carried.

Motion by Wahlstrom, seconded by Krogman, to approve the broker associate application of Kenneth Fanger. Motion carried.

Compliance officers Michelle Metzinger and Brian Jackson joined the meeting at 10:25 a.m.

Motion by Lewis, seconded by Wahlstrom, to enter into executive session at 10:34 a.m. pursuant to SDCL 1-25-2(3). Motion carried.

Compliance officers Michelle Metzinger and Brian Jackson left the meeting at 10:40 a.m.

Compliance officers Michelle Metzinger and Brian Jackson rejoined the meeting at 11:05 a.m.

The commission reconvened to regular session at 12:17 p.m.

Motion by Wahlstrom, seconded by Krogman, to amend the original complaint to include the responsible broker and designated brokers and initiate formal hearing proceedings against all parties in complaint #2013-001. Motion carried.

Legal counsel will continue investigation in complaint #2013-006.

Motion by Wahlstrom, seconded by Lewis, to have legal counsel negotiate a consent agreement in complaint #2013-007. Motion carried.

Compliance officer Brian Jackson gave an update on the changes that were made to the residential brokerage forms. Discussion was held on the changes to the forms with additional suggestions made for clarity to the forms.

Compliance officer Michelle Metzinger left the meeting at 1:38 p.m.

The executive director updated the commission on the ND/SD REALTORS Convention that will be held September 11-13, 2013 in Rapid City. The Commission will also hold a meeting on September 12, 2013 in Rapid City.

Commission member Paula Lewis gave an update on the ARELLO Midyear Meeting that she attended in Scottsdale, AZ.

Education director Karen Callahan joined the meeting at 1:55 p.m.

Education director Karen Callahan gave an update on the 2013 Spring Caravan and informed the commission that the attendance was up.

Discussion was held on post licensing education. The commission recommended contacting the South Dakota Realtor Association to discuss the effectiveness of post licensing education. Executive Director Miller will set up a time for Callahan and Miller to meet with SDAR for their input.

Dawn Dovre entered at 2:47 p.m. Discussion was held on 2013 legislation that may pertain to commissions and boards (HB 1180, SB 3, SB 117). HB 1180 – allow promulgation of rules to allow veterans credit for relevant military training and experience. None identified. SB 3 – report administering exam and/or licensure of graduates of SD post-secondary schools. Reporting details have yet to be set. SB 117 – expedite licensing of active duty spouses. Applicants would already have to have a same or similar license by the state they are transferring from in order to qualify for expedited licensing.

2014 legislative drafts should be submitted in October.

This being the time and place to hold election of officers, motion by Krogman, seconded by Dave, to nominate Mark Wahlstrom Chairman; Wahlstrom motioned, Dave seconded to nominate Krogman for Vice Chairman. There being no other nominations, Mark was elected as Chairman and Matt as Vice Chairman. Motion carried.

Aaron Arnold informed the commission of the meeting with DMV and DOR regarding clean-up and clarification of mobile home laws. Goal is to meet prior to July 1, 2013 for presentation at the next commission meeting.

The next regular meeting of the commission will be July 17 & 18, 2013 in Pierre.

There being no further business, motion by Mark, seconded by Dave, to adjourn at 3:01 p.m. Motion carried.

Minutes submitted by Norma Schilling

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Douglas Nelson, Chairman

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Melissa Miller, Executive Director