



Alabama State Board of Auctioneers

2777 Zelda Rd

Montgomery, AL 36106

Phone: 334-420-7235

Fax: 334-263-6115

Email: auctioneers@warrenandco.com

Website: www.auctioneer.alabama.gov

MINUTES Board Meeting April 23, 2013

The Alabama State Board of Auctioneers met on Tuesday, April 23, 2013 at the Board offices located at 2777 Zelda Road, Montgomery, Alabama, for the purpose of conducting Board business. Those in attendance were as follows: Mr. Ken Garner (Chair), Mr. Michael Langford, Mr. Keith Baldwin, Mr. Erskine Valrie, Ms. Christie Ray and Mr. Pete Horton. Board members not in attendance were Mr. Bryant Wood and Mr. Bryan Knox. The Board, consisting of a quorum, continued with a voting meeting. Also present were Mr. Keith Warren (Executive Director), Ms. Dana Billingsley (Board Counsel), Ms. Renee' Reames (Executive Secretary to Mr. Warren)

The meeting was called to order at 9:07 a.m. by Ken Garner, Chair.

The rescheduled meeting date of this meeting was advertised on the Board's web site, www.auctioneer.alabama.gov, and the Secretary of State's website, www.sos.state.al.us, in accordance with the Alabama Open Meetings Act. Mr. Garner welcomed members present at the meeting and introduced Mr. Johnny Mullins, President of the Alabama Auctioneers Association. Mr. Warren gave the opening statement concerning Roberts Rules of Order and the Alabama Open Meetings Act.

The minutes of the January 22, 2013 regularly scheduled meeting and February 22, 2013 called meeting were submitted to the Board prior to the meeting for their review. Mr. Valrie made a motion to dispense with the reading of the minutes and to accept the January and February meeting minutes as submitted. The motion was seconded by Mr. Horton and unanimously approved by the Board.

Mr. Warren presented the Executive Director's Report to include financial activities and fund balance (report is available for viewing in the Board's official Book of Minutes). He also reported on the current number of licensees and applicant activity (report is available for viewing in the Board's official Book of Minutes).

Mr. Warren reported that the proposed legislative bill was not passed by the Legislature before the legislative session ended.

Ms. Billingsley presented the Legal Counsel Report. She presented a Consent Order agreed to by Charles Bradley, which stipulated a fine totaling \$2700, a cease and desist order and eligibility to apply for licensure. She reported that Mr. Bradley had submitted an application to be licensed as an apprentice. Ms. Ray made a motion to accept the Consent Order as presented. The motion was seconded by Mr. Baldwin and unanimously approved by the Board.

Ms. Billingsley presented proposed rule changes to the following: Chapter 150-X-1-.03 Advertisings was presented and further amended; Chapter 150-X-1-.10 Duties of Sponsors and Apprentices was presented and deferred until the next meeting; and Chapter 150-X-1-11-.01 Conducting Auction Business for Unlicensed Auction Companies, a new rule, was presented.

Mr. Garner called a recess of the Board at 10:44 a.m.

The Board reconvened at 10:49 a.m.

Ms. Billingsley proposed additional changes to the Rules regarding the following: Chapter 150-X-1-.02 Application for Auctioneer's License was presented and Chapter 150-X-1-.01 Definitions was presented.

The Board discussed the two Attorney General opinions concerning on-line/Internet Auctions. Mr. Garner asked Mr. Warren to inquire with other states regarding their regulations and to report findings at the next Board meeting.

Mr. Horton made a motion to approve changes as discussed to Chapter 150-X-1-.03 as presented and amended, new Chapter 150-X-11-.01 as presented; Chapter 150-X-X-1-.02 as presented and Chapter 150-X-1-.01 as presented. The motion was seconded by Mr. Baldwin and unanimously approved by the Board. Mr. Garner indicated that proposed changes to Chapter 150-X-1-.03 would be addressed at the next Board meeting.

Mr. Warren reported that Board's license renewal process now included documentation in accordance with Alabama's new Immigration Law.

The next regularly scheduled meeting of the Board is July 9, 2013 at 9:00 a.m.

There was no further business and Mr. Horton made a motion to adjourn. The motion was seconded by Mr. Langford and unanimously approved by the Board. Mr. Garner adjourned the meeting at 11:29 a.m.

Respectfully Submitted,



Ken Garner
Chair



Keith E. Warren
Executive Director