



## Alabama State Board of Auctioneers

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### MINUTES Board Meeting February 1, 2022

The Alabama State Board of Auctioneers met on Tuesday, February 1, 2022 at the Board office located at 2777 Zelda Road in Montgomery. Members in attendance were Mr. Pete Horton (Board Chair), Mr. Mike Fisher (Vice Chair arriving at 9:08 a.m.), Mr. John Gray (Board Secretary), Mr. Chad Curvin (member), Mr. Chip Pearce (member), Mr. Keith McDaniel (member), Ms. Angella Morgan (member) and Mr. Randall Grissett (member). Also in attendance were Mr. Keith Warren (Executive Director), Ms. Peggy Rossmanith (Board's Legal Counsel), Ms. Hope Childers (Board Administrator), Mr. Mike James (Investigator), Mr. Dennis Trammell (Investigator), Ms. Karen Harlow (Legal Assistant) and Ms. Renee' Reames (recording secretary). Chairman Horton called the meeting to order at 9:03 a.m. and Mr. Warren called Board roll. Mr. Warren indicated that a quorum of the members was present to conduct business.

The meeting was advertised on the Board's web site, [www.auctioneer.alabama.gov](http://www.auctioneer.alabama.gov), and the Secretary of State's website, [www.sos.alabama.gov](http://www.sos.alabama.gov), in accordance with the Alabama Open Meetings Act. A word of prayer was given at the opening of the meeting and pledge of allegiance recited. Mr. Warren gave the opening statement concerning Roberts Rules of Order and the Alabama Open Meetings Act. Chairman Horton welcomed everyone attending the meeting.

Mr. Mike Fisher arrived at 9:08 a.m.

Approval of Minutes: Chairman Horton indicated that a copy of the minutes from November 16, 2021 Board meeting was distributed to the members prior to the meeting for their review. Mr. Gray made a motion to dispense with the reading of the November meeting minutes. The motion was seconded by Mr. Curvin and unanimously approved by the Board.

Mr. McDaniel made a motion to approve the November meeting minutes as submitted. The motion was seconded by Mr. Gray and unanimously approved by the Board.

Executive Director Report: Mr. Warren presented the Executive Director's Report (report available in the Board's official Book of Minutes). The report included the financial activities of the Board for the period ending December 31, 2021. He reported on the number of licensees and the number of complaints received during FY 2021 and FY 2022 and outstanding disciplinary fines.

Mr. Pearce made the motion to approve the financial report as presented. The motion was seconded by Mr. McDaniel and unanimously approved by the Board.

Administrator's Report: Mr. Warren presented the Administrator's Report, which included licensing activities completed since the last Board meeting held in November, along with a summary of licensure and examination statistics from this same period. Mr. Warren also presented an updated list of expired individual and company licenses as of November 30, 2021. He indicated that the last day to renew licenses, which included a late fee, was November 30, 2021.

The Board discussed creating a newsletter published annually, tentatively May/June, informing licensees about rule changes, renewal reminders, CE opportunities, changes in Board appointments, etc. Mr. Pearce made the motion to approve the publishing of an annual newsletter. The motion was seconded by Mr. Fisher and unanimously approved by the Board. It was the consensus of the Board that the deadline for articles would be in May for the newsletter's release in May. Mr. Warren indicated that he would contact the State Association about posting the newsletter on their website.

Legal Counsel Report: Ms. Rossmanith reported that one complaint case had been received in the current fiscal year and was under review to determine recommended action.

Update on Association Activities: Mr. Pearce reported that CE training is scheduled on February 23, 2022 in Alabaster and the annual convention was planned to be held August 28-29, 2022

Public Hearing-Adoption of Final Rules: Mr. Warren reported that the proposed Board's Rules had been published for public comment and no comments had been received.

Rule 150-X-1-.01: Mr. Gray made the motion to approve as Final Rule the published proposed Rule 150-X-1-.01. The motion was seconded by Mr. Pearce and unanimously approved by the Board.

Rule 150-X-1-.02: Mr. Fisher made the motion to approve as Final Rule the published proposed Rule 150-X-1-.02. The motion was seconded by Mr. Gray and unanimously approved by the Board.

Rule 150-X-1-.10: Mr. McDaniel made the motion to approve as Final Rule the published proposed Rule 150-X-1-.10. The motion was seconded by Mr. Curvin and unanimously approved by the Board.

Rule 150-X-1-.12: Mr. Gray made the motion to approve as Final Rule the published proposed Rule 150-X-1-.12. The motion was seconded by Mr. Pearce and unanimously approved by the Board.

Rule 150-X-1-.14: Mr. Pearce made the motion to approve as Final Rule the published proposed Rule 150-X-1-.14. The motion was seconded by Mr. McDaniel and unanimously approved by the Board.

Appendix 1-Rule 150: Mr. McDaniel made the motion to approve as Final Rule the published proposed Appendix 1. The motion was seconded by Mr. Gray and unanimously approved by the Board.

Mr. Warren commented on the rule promulgation process and tentative June effective date of these Rules.

Proposed new Rule 150-X-1-.15 Application of Spouses of Active Duty Military Personnel: Mr. Warren presented the proposed new Rule and explained that licensure of spouses of active duty personnel would be expedited, after meeting the application requirements, and the initial licensing fee would be waived. He reported that this new Rule was in accordance with the new State law. Mr. Fisher made the motion to approve the proposed new Rule 150-X-1-.15 as presented. The motion was seconded by Mr. Pearce and unanimously approved by the Board.

Next Board Meeting scheduled April 12, 2022: Chairman Horton reminded the members of the next Board meeting scheduled April 12, 2022 at 9:00 a.m. to be held at the Board's office.

The Board discussed potential conflict with the Board's July meeting and the National Association meeting in July.

Collection of Outstanding Disciplinary Fines: The Board discussed outstanding disciplinary fines and Mr. Warren reported that he would contact the Attorney General's office about contracting with a law firm to collect outstanding fines.

Adjournment: There was no further business by the Board and Mr. Pearce made a motion that the meeting be adjourned. The motion was seconded by Mr. Fisher and unanimously approved by the Board. Chairman Horton adjourned the meeting at 9:38 a.m.

Respectfully Submitted,

Pete Horton  
*Board Chair*

Keith E. Warren  
*Executive Director*

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