

**MINUTES**

**NORTH CAROLINA AUCTIONEER LICENSING BOARD**

**March 9, 2020**

The North Carolina Auctioneer Licensing Board met on Monday, March 9, 2020 in the Fuquay-Varina Office. The meeting was called to order at 10:00 a.m. Members present were Chairman Lisa D. York, Vice Chairman Buck Lattimore, Dan DeVane, Willie A. Johnson, and Allison H. Pant. Also, present were Executive Director Charles F. Diehl, Administrative Officer Becky Stewart, and Special Deputy Attorney General Anne Brown with the NC Department of Justice.

Chairman York welcomed the visitors to the Board meeting. Then Chairman York inquired of each member if there were any known conflicts of interest or any appearance of conflicts with respect to any matters coming before the Board during this meeting. Member DeVane recused himself from the Administrative Hearing regarding Dicky Stewart McCoy, Applicant. Other members stated there were none.

The Administrative Hearing regarding Dicky Stewart McCoy, Applicant began at 10:02 a.m. Chairman York recognized Special Deputy Attorney General Anne Brown, Counsel for the Board. The Respondent, Dicky Stewart McCoy elected to proceed *pro se*. Following the Hearing the Board began deliberations at 11:05 a.m. In Open Session at 11:40 a.m., **Mr. Lattimore made a motion to deny Dicky Stewart McCoy an auctioneer license based on the evidence presented at the Hearing. Member Johnson seconded the motion, which passed by a vote of 2 to 1, with Member Pant casting the dissenting vote.** Chairman York did not vote. Chairman York instructed Board Counsel Anne Brown to prepare an Order reflecting the Board's decision.

**Minutes of the meeting held on February 11, 2020 were reviewed. Vice Chairman Lattimore made a motion to revise the minutes to reflect that he had presided at that**

**meeting because Chairman York was absent due to illness. Member Johnson seconded the motion which carried.**

Then Director Diehl reported that there are two (2) complaint cases that could potentially go to Hearings and three (3) additional complaint cases currently under investigation. He also reported on the Ad Violations for the month of February.

Next Director Diehl presented the financial report concerning the individual month of February. **Member Pant made a motion to approve the financial report for the month of February. Vice Chairman Lattimore seconded the motion, which carried.**

Then **Vice Chairman Lattimore made a motion to revise the February 11, 2020 minutes to include the title, “Investigator” with reference to Ralph Southerland. Member DeVane seconded the motion, which carried.**

Next Director Diehl provided a report on the NCALB funding Continuing Education Program. One class was recently held in Hickory, which he attended. There are five (5) classes scheduled to be held prior to the next Board meeting, which he plans to attend. Member Johnson inquired about the Rockingham Community College Auctioneer Program. Director Diehl reported that he has been informed that Rockingham Community College does have applicants that wish to attend their Auctioneer Program. They currently plan to offer a two-week intensive Auctioneer Program in June. Additional information will be forthcoming.

Next Director Diehl presented for the Board’s consideration a New Continuing Education Course for the Auctioneers Association of North Carolina: *“Responsibility/Have a License, Now What” – Rick Lashmit.* **Member DeVane made a motion to approve the new continuing education course for the Auctioneers Association of North Carolina. Vice Chairman Lattimore seconded the motion, which carried.** Then Director Diehl presented for the Board’s consideration a New Continuing Education Course and Instructor for the Auctioneers Association of North Carolina *NC Department of Revenue – Sales/Use Tax 101 – Joshua Parks.*

March 9, 2020

**Member DeVane made a motion to approve the new continuing education course and instructor for the Auctioneers Association of North Carolina. Vice Chairman Lattimore seconded the motion, which carried.**

At this time Chairman York, on behalf of the Board, thanked Director Diehl for his work on the rules readoption process for 21 NCAC 4B. Director Diehl reported that the adopted rules were submitted to the Rules Review Commission on February 28, 2020. The next step will be for the Rules Review Commission Staff to review the adopted rules and provide feedback or propose changes. He will bring any issues that need attention to the Board if a vote is required. Preferably any proposed changes could be addressed at the April Board meeting.

Then Director Diehl presented a copy of the North Carolina Department of Revenue (NCDOR) Directive dated February 6, 2020 regarding sales tax changes and an Auctioneer FAQs document prepared by the NCDOR that was developed after consultation with the Auctioneers Association of North Carolina. This information has been emailed to licenses by the Board's staff. The NCDOR will be mailing both documents to licensees as well.

Following the review and approval of applications for licensing, the Board confirmed the next regular meeting on Monday, April 13, 2020 at 10:00 a.m. in the Fuquay-Varina office. **Member DeVane made a motion to adjourn the meeting. Vice Chairman Lattimore seconded the motion, which carried.**

The meeting adjourned at 11:59 a.m.

Respectfully Submitted,

Becky J. Stewart  
Administrative Officer