

MINUTES

NORTH CAROLINA AUCTIONEER LICENSING BOARD

October 10, 2022

The North Carolina Auctioneer Licensing Board met on Monday, October 10, 2022 in the Fuquay-Varina Office. The meeting was called to order at 9:00 a.m. Members present were Chairman Buck Lattimore, Vice Chairman Dan DeVane, Willie A. Johnson, and Melinda Porter. 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. Member T. Kyle Swicegood was unable to attend the meeting due to a previously scheduled engagement. Chairman Lattimore welcomed AANC Board Member Bill Forbes, who was in attendance.

Chairman Lattimore 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 Porter recused herself from consideration of the Probable Cause recommendations due to her participation in the Probable Cause Subcommittee meeting.

Vice Chairman DeVane made a motion to approve the September 12, 2022 minutes. Member Johnson seconded the motion, which carried unanimously.

Director Diehl reported on the staff investigations and advertising violations for the month of September. There were two informal investigations and two ad violations.

The financial report was presented. **Member Johnson made a motion to approve the financial report for the month of September. Member Porter seconded the motion, which carried unanimously.**

Director Diehl provided the results of the October 6, 2022 auctioneer examination, which were as follows: nine examinees with eight passing and one failing.

Director Diehl presented for the Board's Consideration New Continuing Education Courses for the AANC – *“Effective use of Google Drive for organizing, managing, and sharing*

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your files” (2 hrs.), *“Understanding how to use the core professional free programs/apps of Google Drive*” (2 hrs.), and *“Fundamentals of an Effective Website*” (2 hrs.). **Member Johnson made a motion to approve the new CE courses for the AANC. Vice Chairman DeVane seconded the motion, which carried unanimously.**

Director Diehl reported that a Request for Proposal (RFP) has been sent annually to all approved CE Sponsors asking for a proposal, specifically to conduct live (in-person) continuing education courses throughout the state. Last year, the Board gave the CE Sponsors flexibility on site locations. In response to the reduced number of locations available for licensees in 2022 and the apparent unlikelihood of securing a CE Sponsor to offer licensees NCALB-paid in-person training widely throughout the state in future years, the Board exempted auctioneers who were 65+ years of age with at least five active years of auctioneering from having to obtain the 4-hour required continuing education.

The Board discussed whether to issue a 2023 RFP to provide free continuing education for auctioneers and designated persons for NC auction firms. And, if so, whether there should be any specific program delivery requirements or any specified parameters for Sponsor compensation. As in the past, each received proposal is reviewed by the Board for consideration and award. Director Diehl provided each Board Member a copy of last year’s RFP. A discussion was held, including whether the RFP should continue to have the live in-person requirement or if it should allow flexibility for Sponsor proposals.

Chairman Lattimore recognized Mr. Bill Forbes, a member of the Auctioneers Association of NC Board of Directors. He addressed the Board regarding the AANC Continuing Education Program.

Vice Chairman DeVane made a motion to direct staff to prepare a 2023 RFP for the 4-hour NCALB Funded Continuing Education Program that includes no in-person requirement, but can be for in-person programs, online programs, or any combination,

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with Sponsors establishing the proposed compensation term. CE courses offered through any accepted proposal are to be held December 1, 2022 through April 30, 2023. The RFP is to be sent to all approved CE Sponsors by Friday October 14. Member Porter seconded the motion, which carried unanimously.

Chairman Lattimore requested a motion to go into Executive Session to receive advice from counsel concerning matters in litigation and matters of potential litigation. **Vice Chairman DeVane made a motion to go into Executive Session. Member Porter seconded the motion, which carried unanimously.** The Board went into Executive Session at 9:58 a.m.

Member Johnson made a motion to return to Open Session. Vice Chairman DeVane seconded the motion, which carried unanimously. The Board returned to Open Session at 10:02 a.m.

Member Johnson made a motion to accept the recommendations from the Probable Cause Report. Vice Chairman DeVane seconded the motion, which carried unanimously. Prior to the motion or any discussion, Member Porter had recused herself from consideration of the Probable Cause Report due to her participation in Probable Cause Subcommittee meeting.

Under Other Business, Chairman Lattimore requested that Director Diehl research the possibility of obtaining a dais to replace the Board table.

Following the review and approval of applications for licensing, the Board confirmed the next regular meeting on November 14, 2022, at 9:00 a.m. in the Fuquay-Varina office.

Member Porter made a motion to adjourn the meeting. Chairman Lattimore seconded the motion, which carried unanimously.

The meeting adjourned at 10:10 a.m.

Respectfully Submitted,

Becky J. Stewart
Administrative Officer