

EXECUTIVE SUMMARY
Florida Board of Auctioneers Meeting
Tallahassee, Florida
Tuesday, December 7, 2004
9:00 a.m.

Board Members Present

Fred Dietrich, Chair
Michael Moecker, Vice Chair
Craig Accardo
JoAnn Hill

Staff Present

Julie Malone Garofalo, Executive Director
Donna Salters, Government Analyst
Daniel Biggins, Asst Attny General
Brian Higgins, Asst General Counsel
Jerry Wilson, Deputy Director DBPR

Board Members w/ Excused Absences

Annette Elms

Major Issues

- The minutes from the September 29th, 2004 meeting were approved.
- The minutes from the November 12, 2004 meeting were approved.
- Mr. Dietrich stated that the Board wishes to continue to work with NALLOA, the auctioneer brochure, and any other ongoing activities with the new executive director.
- The Financial Report of September 30, 2004 and 2003 were reviewed
- A draft of the auctioneer newsletter was reviewed. It was noted that the newsletter would be distributed by posting on internet and mailed to all of the license holders.
- A report on the changes to Section 468.385, F.S. License required; qualifications; examinations; bond was provided. The language was the changes to the draft that was approved at the September 29, 2004 meeting.
- A status report on cases in the Office of the General Counsel was provided.
- The complaints and investigative report for July 2004 was presented.
- A draft of the auctioneer brochure was presented and edited

Old Business

- Mr. Jim Skeen provided a report on the monitoring of Joseph Shaia.
- There was a review of fees as requested by Ms. Hill in a previous meeting.
- Ms. Hill requested to have the previous 10 years of actual fees as reflected on the operating account at the next meeting. She also requested that the board hold a brief discussion on fee thresholds and what legal rights does the board have regarding fees and transfers from the unlicensed activity account to the operating account.

New Business

- There was a detail discussion concerning the observance of consignment shops placing items up on online auctions, charging a commission and without an auctioneer or auction business license. The board expressed concern about the public's ignorance in regards to the need to have an auction business license of such business actions.
- Mr. Wilson will be working with the Secretary Carr and the General Counsel's Office before making any decisions regarding how problems with unlicensed activity for consignments shops and other business places items on online auctions for a fee.
- The board requested that Mr. Wilson provide a report by January 20, 2005 to them individually regarding the Secretary's Special Counsel's review of Rule 61G2-8.010, F.A.C. concerning the definition of auctioneer and auction business.

- Draft minutes will be forwarded to the board members earlier than those enclosed in the agenda.
- The next meeting is scheduled for January 25, 2004 at 10:00 a.m. as a conference call.
- The following meeting is scheduled for Tuesday, March 22, 2005 in Tallahassee at 9:00 a.m.
- The meeting was adjourned at 12:03 p.m.

Submitted by:

Donna Salters