

EXECUTIVE SUMMARY
Board of Auctioneers Meeting

Meeting Type: General Board Meeting, InterContinental Tampa, Tampa, FL
Meeting Date: September 23, 2010

Board Members: Michael Moecker, Chair
H. Fred Dietrich, III
Pat D'Angelo
Billy Wayne Collins

Other Attendees: Anthony B. Spivey, Executive Director
Renese Jones, Government Analyst
LeChea Parson, Prosecuting Attorney
Khai Patterson, Assistant Attorney General

Major Issues/Actions

- The board approved the ratification list of auctioneers, apprentices, and auction businesses.
- Ms. Patterson provided a rules report. Additionally, Ms. Patterson requested the board to address at a future meeting the introduction of language defining "shills," "cappers," and "false bidders." As explained to the board, the terms are not specific enough to lead to prosecution of an individual without the use of an expert witness to define the term. Defined terms will give the board more clarity when deciding discipline and may reduce the need for expert witnesses in some cases. The board agreed to address the matter at the next scheduled meeting.
- Ms. Parson provided a discipline report to the board. Ms. Parson also requested the board to review the maximum penalty amounts for discipline and requested the board to address increasing the maximum amounts to be more in line with some of the aggravating factors presented when an auctioneer violates the statute. The board agreed and Ms. Parson will work with the department in presenting this as a legislative request in the future.
- The board reviewed its financial report for the period ending Jun 30, 2010. The recovery fund operating account has a balance of \$505,714. The operating account has a balance of \$92,301. The unlicensed activity account has a balance of \$39,169.
- The board reviewed the examination results for the most recent administration of the auctioneer exam. Based on the high passing percentages, the board would like a briefing from the Bureau of Education

and Testing regarding the content of the examination relative to the passing rates of other professions within the department.

- The next board meeting will be in Tallahassee on December 10, 2010. The board has requested board training information from the department sections for the new board members.

Anthony B. Spivey, DBA
Executive Director
September 24, 2010