



**TENNESSEE AUCTIONEER COMMISSION  
500 JAMES ROBERTSON PARKWAY  
NASHVILLE, TENNESSEE 37243  
615-741-1831**

**Commission Meeting Minutes for May 18, 2020  
Davy Crockett Tower**

The Tennessee Auctioneer Commission met on May 18, 2020 via a WebEx Teleconference. The following business was transacted:

**COMMISSION MEMBERS PRESENT:** Jeff Morris, John Thorpe, and Randy Lowe,

**COMMISSION MEMBERS ABSENT:** Kimball Sterling

**STAFF MEMBERS PRESENT:** Glenn Kopchak, Anna Matlock, Kristen Downey, Carol McGlynn, and Angela Nelson

**ROLL CALL**

Director Kopchak called the meeting to order at 9:03 a.m. He took roll and established that a quorum was present.

**NOTICE OF MEETING**

Director Kopchak read the notice of the meeting into the record as follows: "Notice of the May 18, 2020 meeting of the Auctioneer Commission was posted to the website on May 8, 2020."

**STATEMENT OF NECESSITY**

Anna Matlock read the statement of necessity for the record. Mr. Morris motioned to accept the statement of necessity. This was seconded by Chairman Thorpe. The motion carried by unanimous roll call vote.

**AGENDA**

Mr. Morris motioned to accept the agenda. This was seconded by Chairman Thorpe. The motion carried by unanimous roll call vote.

**FEBRUARY MINUTES**

Mr. Morris made a motion to adopt the minutes from the February meeting as written. This was seconded by Mr. Lowe. The motion carried by unanimous roll call vote.

**MARCH MINUTES**

Mr. Morris made a motion to adopt the minutes from the March teleconference meeting as written. This was seconded by Chairman Thorpe. The motion carried by unanimous roll call vote.

## TAA PROPOSAL

Director Kopchak informed the Commission that Mr. Jay Cash of the Tennessee Auctioneers Association (TAA) was on the call to discuss the TAA funding proposal for the upcoming 2020 TAA Conference in Nashville. Before turning it over to Mr. Cash, Director Kopchak let the Commission know that TCA 62-19-116 allows them to “sponsor” educational events, but more information would need to be gathered as to how to appropriately process such a request. Director Kopchak continued that the goal is to have that information available by the next Commission meeting in August.

Mr. Cash addressed the Commission and stated that the primary goal for the requested funding was to be able to provide licensees with top quality educational content at the conference. Mr. Cash urged the Commission to review the proposal and thanked them in advance for their support. Mr. Morris and Chairman Thorpe both voiced their support for the proposal and their desire to assist the TAA once it was determined how to do so.

## EDUCATION REVIEW

Director Kopchak presented the Commission with the continuing education courses submitted by the Nashville Auction School. Mr. Morris requested that Ms. Rhessa Hansen of the Nashville Auction School give the Commission a quick synopsis of each course, which she provided. Mr. Morris motioned to approve both the “Auctioneering in an Uncertain World” and “Insurance for Auctioneers” courses. This was seconded by Mr. Lowe. The motion carried by unanimous roll call vote.

### May 18, 2020 - Education Report

| Course Provider          | Course Name                         | Instructor(s)                | Type | Hours | Recommendation  |
|--------------------------|-------------------------------------|------------------------------|------|-------|-----------------|
| Nashville Auction School | Auctioneering in an Uncertain World | Michael L. DeLisle, Attorney | CE   | 4     | <b>APPROVED</b> |
| Nashville Auction School | Insurance for Auctioneers           | Marshall Fusion, CIC         | CE   | 2     | <b>APPROVED</b> |

## DIRECTOR'S REPORT

### **CE Seminars**

Director Kopchak shared with the Commission that due to the new environment created by the COVID-19 pandemic, Executive Order 36 has allowed for the use of new platforms for education to include online, webinar and livestreaming through June 30, 2020. He explained that these new platforms are subject to administrative approval and that this will directly impact the CE Seminar scheduled for June 8, 2020. Director Kopchak advised the Commission that providing the seminar online will require a contract amendment, and as a result, Ms. Rhessa Hansen of the Nashville Auction School has amended the date to June 24, 2020 to allow time for this amendment to be made. Chairman Thorpe motioned to approve the use of online platforms for education per Executive Order 36. This was seconded by Mr. Lowe. The motion carried by unanimous roll call vote. Chairman Thorpe motioned to approve the amended date of June 24 for the seminar. This was seconded by Mr. Lowe. The motion carried by unanimous roll call vote.

### ***Newsletter Update***

Director Kopchak informed the Commission that the draft of the summer newsletter was available for review and approval. Chairman Thorpe inquired if the disciplinary report would be included in the newsletter. Director Kopchak stated that it was not included in this edition, but it could be added if needed. Mr. Morris suggested adding any disciplinary information from the last six (6) months. Mr. Lowe motioned to approve the newsletter with the addition of disciplinary actions. This was seconded by Chairman Thorpe. The motion carried by unanimous roll call vote.

### ***Budget Report***

Director Kopchak reminded the Commission that they covered the months of July through December 2019 at the last meeting, so the focus of this report would be the last two (2) months of January and February. Director Kopchak highlighted that some of the changes in revenue are due to travel, as well as the elimination of the firm licenses. These changes have caused the budget to go into the red, but Director Kopchak suggested that evaluation of future travel expenses and the usage of WebEx for meetings could positively impact the budget. Mr. Morris asked if the next few months would see the same trends as the previous year. Director Kopchak answered that there would continue to be a downturn in licensing revenue, but there is nothing else currently pending that could severely affect the budget. Mr. Morris also inquired where the funding would come from if the Commission were to fund the TAA proposal. Director Kopchak responded that the money would come from the Education and Recovery Fund, which is a separate reserve.

### ***2021 Board Meeting Dates***

Director Kopchak presented the Commission with the scheduled meeting dates for 2021 as February 22<sup>nd</sup>, May 17<sup>th</sup>, August 16<sup>th</sup>, and November 15<sup>th</sup>. Mr. Morris motioned to approve these dates. This was seconded by Chairman Thorpe. The motion carried by unanimous roll call vote.

## **LEGAL**

### ***Legal Report***

Disciplinary Counsel Kristen Downey presented five (5) complaints purporting to involve auctioneer licensing laws and regulations. After discussion and deliberation, the Commission voted to no disciplinary action on any of the complaints. The complaint numbers presented are: 2020020751, 2020020761, 2020023731, 2020019481, and 2019096841.

### ***Rules Update***

Ms. Matlock provided an update regarding the rules package that was approved by the Commission earlier this year at the Rulemaking Hearing on February 24<sup>th</sup>. The rules were file with the Secretary of State's office on April 13<sup>th</sup>. If approved by the General Assembly, the effective date of those rules is scheduled July 12<sup>th</sup>.

## **ADJOURNMENT**

There being no new business, Mr. Morris made a motion to adjourn the meeting. This was seconded by Chairman Thorpe. The motion carried by unanimous roll call vote. The meeting adjourned at 10:00 a.m.