



**North Dakota Real Estate Commission Special Meeting Minutes -- FINAL
2:30 p.m., Tuesday, January 15, 2019**

**N.D. Real Estate Commission
1110 College Dr Ste 207, Bismarck, ND 58501**

ndrec@nd.gov

www.realestatend.org

Present: Roger Cymbaluk, chair; Scott Breidenbach, vice chair; members: Sandra Meyer and Steven Bitz. Not present: Diane Louser. Also present: Constance Hofland, special assistant attorney general; staff: Jeanne Prom, executive director. Members of the public also present.

- I. Call to order. Chair Mr. Roger Cymbaluk called the meeting to order at 2:30 p.m.
- II. Roll call and determination of quorum. Executive Director Ms. Jeanne Prom called the roll, with a quorum of four members present. Ms. Diane Louser was not present.
- III. Review of, and commission position on, legislative bills.
 - A. SB 2126 – issue license without exam or more education if in field 7 years – <https://www.legis.nd.gov/assembly/66-2019/documents/19-0449-01000.pdf>
 - B. SB 2127 – license regulation exemptions for initial 24 months of residence in state for military dependents – <https://www.legis.nd.gov/assembly/66-2019/documents/19-0446-01000.pdf>

Mr. Bitz moved the commission urge a Do Not Pass recommendation on SB 2126 as written and provide testimony at the hearing. Mr. Breidenbach seconded. Roll call vote: Mr. Bitz – aye, Ms. Sandra Meyer – aye, Mr. Breidenbach – aye, Mr. Cymbaluk – aye. Ms. Louser was not present. Motion carried on a 4-0-1 vote.

Mr. Bitz moved the commission urge a Do Not Pass recommendation on SB 2127 as written. Mr. Breidenbach seconded. Roll call vote: Mr. Bitz – aye, Ms. Sandra Meyer – nay, Mr. Breidenbach – aye, Mr. Cymbaluk – aye. Ms. Louser was not present. Motion carried on a 3-1-1 vote.
 - C. HB1253 – license if prior criminal convictions – <https://www.legis.nd.gov/assembly/66-2019/documents/19-0588-01000.pdf>

By consensus, the commission agreed to monitor HB 1253.
 - D. HB 1281 – pre-licensure education to 90 hours, eliminate 15 hours post-licensing education -- <https://www.legis.nd.gov/assembly/66-2019/documents/19-0799-01000.pdf>

Mr. Breidenbach moved to urge a Do Pass recommendation on HB 1281 as written with testimony at the hearing. Ms. Meyer seconded. Roll call vote: Mr. Bitz – aye, Ms. Sandra Meyer – aye, Mr. Breidenbach – aye, Mr. Cymbaluk – aye. Ms. Louser was not present. Motion carried on a 4-0-1 vote.
 - E. HB 1251 – property condition disclosure – <https://www.legis.nd.gov/assembly/66-2019/documents/19-0067-01000.pdf>

Mr. Breidenbach moved the commission urge a Do Pass recommendation on HB1251 with proposed amendments by Rep. Scott Louser and N.D. Association of Realtors. The motion died for lack of a second.

Mr. Bitz moved the commission urge a Do Not Pass recommendation on HB 1251, including if HB 1251 contains proposed amendments by Rep. Scott Louser and N.D. Association of Realtors. Ms. Meyer seconded. Roll call vote: Mr. Bitz – aye, Ms. Sandra Meyer – aye, Mr. Breidenbach – nay, Mr. Cymbaluk – nay. Ms. Louser was not present. Motion failed on a 2-2-1 vote.

F. HB 1250 – license broker organization –

<https://www.legis.nd.gov/assembly/66-2019/documents/19-0624-01000.pdf>

The commission, in previous meetings, moved to support this legislation. The commission took no further action at this meeting.

G. HB 1372 – radon testing & disclosure –

<https://www.legis.nd.gov/assembly/66-2019/documents/19-0903-01000.pdf>

Mr. Bitz moved the commission urge a Do Not Pass recommendation on HB 1372 as written. Ms. Meyer seconded. Roll call vote: Mr. Bitz – aye, Ms. Sandra Meyer – aye, Mr. Breidenbach – nay, Mr. Cymbaluk – aye. Ms. Louser was not present. Motion carried on a 3-1-1 vote.

H. HB 1110 – technology and notarization –

<https://www.legis.nd.gov/assembly/66-2019/documents/19-0254-02000.pdf>

Staff will monitor this bill.

IV. Adjourn. Chair Cymbaluk adjourned the meeting at 4:22 p.m.