

MINUTES OF THE HOUSE BUSINESS, COMMERCE AND LABOR COMMITTEE.

The meeting was called to order by Chairperson Al Lane at 9:18 a.m. on March 12, 2002 in Room 521-S of the Capitol.

All members were present except: Rep. Bob Grant - excused
Rep. Doug Patterson - excused
Rep. Rick Rehorn - excused
Rep. Candy Ruff - excused

Committee staff present: Bob Nugent, Revisor of Statutes
Rena Jeffries, Revisor of Statutes
Carol Doel, Acting Secretary

Conferees appearing before the committee: Sherry C. Diel, Kansas Real Estate Commission
Anne Spiess, Kansas City Realtors

Others attending: See attached list

Hearing on SB 439 - Real estate brokers and salespersons; licensure; disciplinary action; dual agency.

Written testimony supporting **SB 439** and **SB 440** from Bill Yanek, Director of Governmental Relations, Kansas Association of Realtors (KAR) was distributed to members of the committee. (Attachment 1)

Sherry C. Diel, Executive Director of the Kansas Real Estate Commission, appeared as a proponent for **SB 439**. The Commission requested the introduction of the bill to clarify the authority of the Commission and to make some corrections to the Kansas Real Estate Brokers' and Salespersons' License Act and the Kansas Brokerage Relationships in Real Estate Transactions Act. Ms. Diel explained the six changes which the bill would make to existing law. (Attachment 2) She answered questions from the committee.

Bob Nugent, Revisor, distributed balloons for **SB 439** and **SB 440** that contain technical changes requested by Sherry Diel to clean up the bills. (Attachment 3)

Ann Spiess, Kansas Government Affairs Director, Kansas City Regional Association of Realtors, gave written testimony and rose only to say that her organization was in support of **SB 439**. (Attachment 4)

No others were present to testify and Chairman Lane closed the hearing on **SB 439**.

Hearing on SB 440 - Real estate brokers and salespersons; multiple affiliation, restrictions.

Sherry Diel testified in support of **SB 440** and explained the proposed legislation. The Real Estate Commission requested the bill to limit the practice of a licensee being affiliated with more than one real estate brokerage at any one time, either as an employee or as an independent contractor. (Attachment 5)

Ann Spiess rose again to say that her organization was in support of **SB 440**

There were no questions from the committee and the hearing on **SB 440** was closed by Chairman Lane.

Representative Welshimer needed a clarification on **SB 439** and Chairman Lane recommended that she work with Sherry Diel and Bob Nugent and bring a new balloon to committee.

Chairman Lane adjourned the meeting at 10:05 a.m.

The next scheduled meeting will be March 13, 2002.