

VIRGINIA AUCTIONEERS BOARD

**Wednesday, July 21, 2026– 10:00 a.m.
2nd Floor – Board Room 3**

**Department of Professional and Occupational Regulation
9960 Mayland Drive
Richmond, Virginia 23233**

Mission: Our mission is to protect the health, safety and welfare of the public by licensing qualified individuals and businesses enforcing standards of professional conduct for professions and occupations as designated by statute.

I. CALL TO ORDER

- a. Emergency Evacuation Procedures
- b. Determination of Quorum

II. APPROVAL OF AGENDA

III. APPROVAL OF MINUTES

- a. Auctioneers Board Meeting, April 1, 2026
- b. Online Auction Ad-Hoc Committee Meeting, May 5, 2026
- c. Online Auction Ad-Hoc Committee Meeting, June 30, 2026

IV. WELCOME AND INTRODUCTIONS

V. PUBLIC COMMENT PERIOD *FIVE MINUTE PUBLIC COMMENT, PER PERSON*

VI. CASE FILES

- a. Licensing
 - i. IFF – 2026–Coxton, Johnny D. (Jackson-Bailey)

VII. EDUCATION

- a. Examination Update
 - i. Examination Statistics

VIII. NEW BUSINESS

- a. Executive Director’s Update
- b. Regulatory Update
 - i. HB 1305 Amendment
- c. Online Auctions Ad-Hoc Committee Meeting Update
 - i. Proposed Legislation to Address Online Auctions
- d. Finance Monthly Statement
- e. New Board Member Training Conference - October 22-23, 2026

IX. OTHER BUSINESS

- a. Licensed Population
- b. Election of Officers
- c. Board Member Training

X. COMPLETE CONFLICT OF INTEREST FORM AND TRAVEL VOUCHER.

XI. ADJOURNMENT

NEXT MEETING SCHEDULED FOR **WEDNESDAY, OCTOBER 7, 2026**

- ❖ Agenda materials made available to the public do not include disciplinary case files or application files pursuant to §54.1-108 of the Code of Virginia.
- ❖ Five-minute public comment, per person, with the exception of any open disciplinary or application file.
- ❖ Persons desiring to participate in the meeting and requiring special accommodations or interpretative services should contact the Department at (804) 367-2785 at least ten days prior to the meeting so that suitable arrangements can be made for an appropriate accommodation. The Department fully complies with the Americans with Disabilities Act.

DRAFT AGENDA
Materials contained in this agenda are proposed topics for discussion
And are not to be construed as regulation or official board position.
DRAFT AGENDA

VIRGINIA AUCTIONEERS BOARD MEETING MINUTES

The Virginia Auctioneers Board met on April 1, 2026 at the Department of Professional and Occupational Regulation, 9960 Mayland Drive, Richmond, Virginia 23233.

The following members were present for all or part of the meeting:

Betty Bennett (Auctioneer)
Angela Smith-Mackey (Citizen Member)
Josh Puffenbarger (Auctioneer)
Douglas Sinclair (Auctioneer)

Staff present for all or part of the meeting were:

Laura McClintock, Director
Steve Kirschner, LRPD Director
Kate Nosbisch, Executive Director
Ecila Williams, Licensing Operations Administrator
Kyle Mathews, Regulatory Operations Administrator
Davon Jones, Administrative Coordinator
Tom Payne, CID Director
Free Williams, Director of Adjudication
Elizabeth Frye, Adjudication Specialist
Jennifer Sayegh, Policy and Legislative Affairs Manager
Eric Beidel, Digital and Communications Manager

Aдриanna Cowan-Waddy (Citizen Member) was not present with regrets.

Elizabeth Peay, Assistant Attorney General from the Office of the Attorney General, was present.

Ronald Bledsoe, BPOR Liaison, was not present with regrets.

Members of the Audience:

Jarrold Hines, Farmer Auctions Representative
Charlie Watts, Virginia Auctioneers Association
Logan Eukd, Senator Reeves Representative

Finding a quorum of the Board present, Ms. Bennett, Chair, called the meeting to order at 10:09 a.m.

Call to Order

Ms. Bennett and Ms. Nosbisch advised the Board of the emergency evacuation procedures.

**Emergency
Evacuation
Procedures**

Mr. Sinclair moved to approve the agenda. Mr. Puffenbarger seconded the motion, which was unanimously approved by members: Bennett, Puffenbarger, Sinclair and Smith-Mackey.

**Approval of
Agenda**

Mr. Puffenbarger moved to approve the minutes for the following date:
Auctioneer Board Meeting, October 1, 2025

**Approval of
Minutes**

Mr. Sinclair seconded the motion, which was unanimously approved by
members: Bennett, Puffenbarger, Sinclair and Smith-Mackey.

Ms. Nobsch welcomed and introduced Ms. Laura McClintock as the new Director
and Mr. Kyle Mathews as the new Regulatory Operations Administrator.

**Welcome and
Introductions**

There was no public comment.

**Public Comment
Period**

Mr. Sinclair recused himself from the meeting for discussion and deliberation of
the file.

**Recusal of Board
Member**

Regarding **File Number 2025-01635, Neoclassic Auctions, LLC**, the Board
members reviewed the record of the Informal Fact-Finding Conference, which
consisted of the case file, transcripts and exhibits, and the Summary of the
Informal Fact-Finding Conference.

**File Number:
2025-01635,
Neoclassic
Auctions, LLC.**

No representative was present at the meeting to address the Board.

Mr. Puffenbarger moved to accept the violations in the Informal Fact-Finding
Conference which cites the following violations of the Board's regulations:

Count 1: 18 VAC 25-21-170.C - Change of Address

Count 2: 18 VAC 25-21-170.D - Change of Address

Count 3: 18 VAC 25-21-185.B - Cooperation with Board

Ms. Smith-Mackey seconded the motion which was unanimously approved by:
Bennett, Puffenbarger, and Smith-Mackey.

Ms. Nobsch indicated that there were no prior disciplinary actions against
Neoclassic Auctions, LLC.

Ms. Smith-Mackey moved to accept the presiding officer's recommendation for
the sanctions and impose the following:

Count 1: \$600 monetary penalty

Count 2: \$600 monetary penalty

Count 3: \$2,500 monetary penalty and revocation of Neoclassic Auctions'
license.

Mr. Puffenbarger seconded the motion which was unanimously approved by:
Bennett, Puffenbarger, and Smith-Mackey.

Mr. Sinclair returned to the meeting.

**Return of Board
Member**

Ms. Nobsch presented examination statistics covering multiple years, including
the number of candidates tested, the number who passed, and overall pass rates.
The Examination Statistics Report was provided for the Board's review.

**Examination
Statistics**

Ms. Nosbisch provided an update regarding the Board's examination services contract with PSI. The Board was informed that there is a one year extension on the current contract which we are invoking and this matter will be brought before the Board before the extension expires.

PSI Exam Contract

Ms. Nosbisch stated that the Executive Director's Report was provided for informational purposes only and included an initiative highlighting national recognition days celebrating the Auctioneer profession:

Executive Director's Update

- National Auctioneers Week: April 27–May 2, 2026
- National Auctioneers Day: May 2, 2026

Mr. Mathews provided an update on regulatory changes impacting the Board. It was reported that SB 826 has been implemented, which replaces prior "moral character" language with the standard of "fraudulent or dishonest acts," providing greater clarity and consistency in evaluating applicants and disciplinary matters.

Regulatory Update

Mr. Mathews also introduced the Application Review Matrix guidance document, effective January 1, 2026, which is available on Town Hall and is intended to assist the Board in making consistent and informed application determinations.

Mr. Mathews advised that fee adjustment actions remain on hold pending further direction, and no regulatory action is being taken at this time.

Ms. Sayegh provided a comprehensive overview of the 2026 General Assembly session, noting that it was a 60-day long session that concluded on March 14, 2026, with legislation currently pending the Governor's action. She advised that multiple bills impacting the Department and its regulatory boards were introduced, with several advancing through the legislative process.

General Assembly Update

Ms. Sayegh highlighted updates to the Callahan Act (HB 796 / SB 680), which modernize the fee-setting process by allowing for annual financial reviews and more timely fee adjustments while maintaining public notice and comment requirements. She also discussed HB 1305, which provides Boards with authority for deferred disposition in disciplinary cases, allowing for greater flexibility in addressing minor or first-time violations.

Ms. Sayegh provided an update on SB 578, which proposes to include online auctions within the statutory framework. She explained that due to policy and enforcement complexities, including definitional and jurisdictional challenges, the bill has been continued to the 2027 General Assembly session to allow for further stakeholder engagement and development.

SB 578 Online Auctions continued until 2027

The Board discussed the importance of addressing online auction activity and expressed interest in continued evaluation of the issue in advance of future legislative action.

Mr. Charles Watts, representing the Virginia Auctioneers Association, addressed the Board regarding the topic of online auctions. He stated that the Association has conducted a recent survey of its membership and, based on responses received to date, there is strong support for moving forward with regulation of online auctions. Mr. Watts noted that while the survey is still ongoing, preliminary results indicate approximately 90% support among respondents.

He further expressed that the Association views auctioneering as a profession and supports efforts to ensure that online auctions are treated consistently with in-person auctions. Mr. Watts also conveyed the Association's interest in working collaboratively with the Board and the Department to develop appropriate regulations moving forward.

The Board discussed the need for further evaluation of online auction regulation and agreed by consensus to establish an Online Auction Ad Hoc Committee to study the issue and provide recommendations. Mr. Puffenbarger motion was made to form the sub-committee Mr. Sinclair seconded the motion, which was unanimously approved by members: Bennett, Puffenbarger, Sinclair and Smith-Mackey.

Ms. Bennett appointed the following members to serve on the Online Auction Ad Hoc Committee: Mr. Puffenbarger, Ms. Smith-Mackey, and Mr. Watts with the Virginia Auctioneers Association. It was noted that additional stakeholders may be invited to attend the committee's meetings. The committee will meet prior to the next Board meeting and report an update to the Board.

The licensee counts as of March 1, 2026:
Auctioneers: 902
Auctioneer Firms: 208

Licensed Population

The Board recessed at 10:54 a.m. and reconvened at 11:01 a.m.

Recess

Mr. Sinclair recused himself from the meeting for discussion and deliberation of the file.

Recusal of Board Member

Regarding **File Number 2025-01635, Neoclassic Auctions, LLC**, staff informed the Board Chair of a misprint in the regulatory codes cited for the violations listed in the case summary.

Reopen:
File Number:
2025-01635,
Neoclassic
Auctions, LLC.

Ms. Bennett reopened the case and advised the Board of the corrections to the regulatory codes.

After a brief discussion, Ms. Smith-Mackey moved to accept the violations in the Informal Fact-Finding Conference which cites the following violations of the Board's regulations:

Count 1: 18 VAC 25-21-170.B - Change of Address

Count 2: 18 VAC 25-21-170.C - Change of Address

Count 3: 18 VAC 25-21-185.A - Cooperation with Board

Mr. Puffenbarger seconded the motion which was unanimously approved by: Bennett, Puffenbarger, and Smith-Mackey.

Mr. Sinclair returned to the meeting.

Return of Board
Member

Board members participated in training covering regulatory board responsibilities, conflict-of-interest requirements, public meeting procedures, disciplinary processes, and other governance requirements under Virginia law. The training was provided to ensure Board members understand their duties and responsibilities as members of a public regulatory body.

Board Member
Training

Conflict of Interest forms and Travel Vouchers were completed by all board members present.

Conflict of
Interest Forms /
Travel Vouchers

There being no further business, the meeting adjourned at 11:46 a.m.

Adjourn

Betty Bennett, Chair

Laura V. McClintock, Secretary

**Online Auctions Ad Hoc Committee of the
VIRGINIA AUCTIONEERS BOARD MEETING MINUTES**

The Online Auctions Ad Hoc Committee of the Virginia Auctioneers Board met on May 5, 2026, at the Department of Professional and Occupational Regulation, 9960 Mayland Drive, Richmond, Virginia 23233.

The following committee members were present for all or part of the meeting:

Josh Puffenbarger (Auctioneer)
Angela Smith-Mackey (Citizen Member)
Charlie Watts (Committee Member)

Staff present for all or part of the meeting were:

Laura McClintock, Director
Steve Kirschner, LRPD Director
Kate Nobsch, Executive Director
Kyle Mathews, Regulatory Operations Administrator
Davon Jones, Administrative Coordinator
Joseph Haughwout, Regulatory Affairs Manager
Jennifer Sayegh, Policy and Legislative Affairs Manager
Tom Payne, CID Director
Free Williams, Director of Adjudication
Johnathan Darden, Director of Investigations - Region 1
John Grieser, Director of Investigations - Region 2

No one was present from the Office of the Attorney General.

Ms. Nobsch called the meeting to order at 10:14 a.m. Mr. Puffenbarger moved to nominate Ms. Smith-Mackey as Chair of the Online Auctions Ad Hoc Committee. Mr. Watts seconded the motion, which was unanimously approved by Puffenbarger, Smith-Mackey, Watts.

Call to Order

Ms. Smith-Mackey advised the Committee members of the emergency evacuation procedures. Ms. Nobsch advised Committee members of the 911 procedures.

**Emergency
Evacuation
Procedures**

Mr. Puffenbarger moved to approve the agenda. Mr. Watts seconded the motion, which was unanimously approved by members: Puffenbarger, Smith-Mackey, Watts.

**Approval of
Agenda**

There was no public comment.

**Public Comment
Period**

Ms. Nobsch discussed Senate Bill 578 and the ongoing effort to develop a framework for online auctions in Virginia. Members discussed defining online auctions, online auctioneers, and auction firms, while reviewing approaches used in states such as Ohio and Alabama.

Online Auctions

Mr. Payne, Mr. Darden, and Mr. Grieser discussed enforcement challenges related to online auctions, including jurisdiction, subpoena limitations, interstate and international concerns, and consumer protection. Discussion generally focused on tying jurisdiction to the location of the property or assets being sold within Virginia.

The committee also reviewed online auction laws from several states, including Ohio, Alabama, Tennessee, Kentucky, Illinois, Louisiana, and North Carolina. Tennessee was discussed due to ongoing litigation involving its online auction law.

The committee discussed distinctions between licensed auctioneers, online auction companies, software providers, and marketplace platforms such as eBay. Members discussed exemptions for technology providers that only host platforms and do not actively conduct auctions.

The committee went into recess from 11:21 a.m. to 11:35 a.m.

Recess

The committee discussed cybersecurity, credit card security, online transaction safeguards, and consumer protection concerns associated with online auctions. Members noted these topics may be more appropriate for future regulatory discussion.

**Online Auctions
(Cont.)**

Members also discussed whether online auctions should be incorporated into Virginia's existing auctioneer licensing structure or require a separate credential.

Mr. Puffenbarger contacted Ohio auction representative Wade Baer by speakerphone. Mr. Baer discussed Ohio's implementation process, online platform exemptions, enforcement experiences, and complaint trends.

The committee agreed additional work would be needed before recommendations are presented to the full Auctioneers Board. Staff and committee members agreed to continue reviewing statutory language from Virginia and other states while developing draft definitions and proposed language for future review.

Director McClintock and Mr. Payne departed the meeting at 12:20 p.m.
Mr. Darden and Mr. Greiser departed the meeting at 12:25 p.m.

**Departure of
DPOR Staff**

There was no other business discussed before the committee.

Other Business

Conflict of Interest forms and Travel Vouchers were completed by all Committee members present.

**Conflict of
Interest Forms /
Travel Vouchers**

Adjourn

There being no further business, the meeting adjourned at 12:28 p.m.

Angela Smith-Mackey, Committee Chair

Laura V. McClintock, Secretary

DRAFT AGENDA
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DRAFT AGENDA

**Online Auctions Ad Hoc Committee of the
VIRGINIA AUCTIONEERS BOARD MEETING MINUTES**

The Online Auctions Ad Hoc Committee of the Virginia Auctioneers Board met on June 30, 2026, at the Department of Professional and Occupational Regulation, 9960 Mayland Drive, Richmond, Virginia 23233.

The following Committee members were present for all or part of the meeting:

Josh Puffenbarger (Auctioneer)
Angela Smith-Mackey (Citizen Member)
Charlie Watts (Committee Member)

Staff present for all or part of the meeting were:

Laura McClintock, Director
Kate Nosbisch, Executive Director
Davon Jones, Administrative Coordinator
Joseph Haughwout, Regulatory Affairs Manager
Jennifer Sayegh, Policy and Legislative Affairs Manager
Tom Payne, CID Director
Bonnie Rhea Adams, CAR Director
Michael Leedom, CAR Assistant Director
John Grieser, Director of Investigations - Region 2

No one was present from the Office of the Attorney General.

Ms. Smith-Mackey, Committee Chair, called the meeting to order at 10:22 a.m.

Call to Order

Ms. Smith-Mackey advised the Committee members of the emergency evacuation procedures. Ms. Nosbisch advised Committee members of the 911 procedures.

**Emergency
Evacuation
Procedures**

Mr. Puffenbarger moved to approve the agenda. Mr. Watts seconded the motion, which was unanimously approved by members: Puffenbarger, Smith-Mackey, Watts.

**Approval of
Agenda**

There was no public comment.

**Public Comment
Period**

Ms. Smith-Mackey provided background for informational purposes.

Online Auctions

The Committee continued its review of proposed amendments to the Auctioneers Act related to online auctions. Mr. Haughwout presented draft revisions to the statutory definitions. Committee members reviewed and discussed the proposed language changes.

The Committee went into recess from 11:23 a.m. to 11:33 a.m.

Recess

The Committee reconvened and continued discussion and made further revisions to the proposed definitions.

**Online Auctions
(Cont.)**

After discussion, Mr. Puffenbarger moved that the Online Auctions Ad-Hoc Committee accept the draft legislation as amended and recommend it to the Board for consideration and approval. Mr. Watts seconded the motion, which was unanimously approved by members: Puffenbarger, Smith-Mackey, Watts.

There was no other business discussed before the Committee.

Other Business

Conflict of Interest forms and Travel Vouchers were completed by all Committee members present.

**Conflict of
Interest Forms /
Travel Vouchers**

There being no further business, Chair Smith-Mackey adjourned the meeting at 12:25 p.m.

Adjourn

Angela Smith-Mackey, Committee Chair

Laura V. McClintock, Secretary



Auctioneers Statistics

AUCTIONEERS YEARLY AND YEAR-MONTH TO DATE STATISTICS REPORT



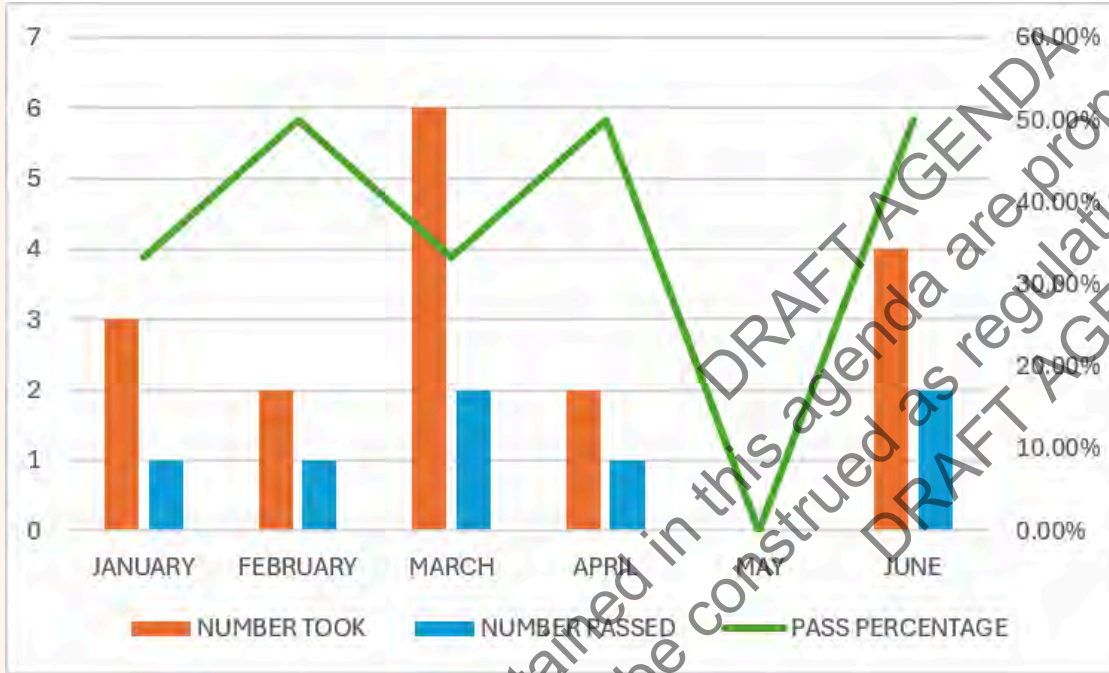
YEAR	NUMBER TOOK	NUMBER PASSED	PASS PERCENTAGE
2020	36	21	58.33%
2021	54	30	55.55%
2022	26	17	65.38%
2023	50	28	56.00%
2024	33	27	81.82%
2025	61	35	57.37%

DRAFT AGENDA
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Auctioneers Statistics

AUCTIONEERS 2026 STATISTICS REPORT



YEAR	NUMBER TOOK	NUMBER PASSED	PASS PERCENTAGE
JANUARY	3	1	33.30%
FEBRUARY	2	1	50.00%
MARCH	6	2	33.30%
APRIL	2	1	50.00%
MAY	0	0	0.00%
JUNE	4	2	50.00%
AUGUST			
SEPTEMBER			
OCTOBER			
NOVEMBER			
DECEMBER			

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To: Virginia Auctioneers Board
From: Kate Nosbisch, Executive Director
Subject: Executive Director Update
Date: July 1, 2026

Data for the last five years of the Board’s activities has been provided.

Application Statistics

The table below provides the number of applications approved for the Auctioneers Board per calendar year (January 1 – December 31) since 2021.

Applications Approved*						
Year	2026**	2025	2024	2023	2022	2021
App Numbers	31	61	57	60	67	73

*Includes Auctioneers and Auctioneers Firms

** As of 7/1/2026

Applications Approved by Profession 2026		
Profession	Auctioneers	Auctioneers Firms
App Numbers	21	10

ULR Applications Approved	
Profession	Auctioneers
App Numbers	2

*As of 7/1/2026

Call Center Statistics

**** The Call Center Statistics consists of APELSCIDLA, PSSWPG, Auctioneers, and Branch Pilots**

The Board’s call center has answered a total of **5,955** phone calls between January 1, 2026, to July 1, 2026.

**Reduced call center hours began April 16, 2025, with the call center opening at 8:30 am and closing at 5:00 pm, Monday, Tuesday, Thursday, and Friday. Wednesdays the call center opens from 12:00 pm to 2:00 pm. The reduction in call center hours allows our staff to process applications more effectively. On June 24, 2025, call center hours on Tuesdays and Wednesdays open from 12:00 pm to 2:00 pm.

Email Statistics

The table below outlines the number of emails received through the Board’s email address per calendar year (Jan 1-Dec 31)

Email Count						
Year	2026*	2025	2024	2023	2022	2021
# of Emails	591	1396	1356	1152	1379	1182

*As of 7/1/2026

Board Case Statistics

Since 2018, The Board has adjudicated 22 cases.

- Disciplinary: 11
- CO: 12

Stakeholder Engagement & Outreach

Presentations Given: N/A

February 24, 2026 - National Auctioneers License Law Officials Association (NALLOA)

Virtual Meeting Participation: Kyle Mathews, Regulatory Operations Administrator

VIRGINIA ACTS OF ASSEMBLY - 2026 SESSION

CHAPTER 772

An Act to amend and reenact §§ 54.1-201, 54.1-516, 54.1-602, 54.1-902, 54.1-1110, 54.1-1134, 54.1-2208.4, and 54.1-2314 of the Code of Virginia, relating to professions and occupations; powers and duties of regulatory boards; disciplinary action; dismissal.

[H.1305]

Approved April 13, 2026

Be it enacted by the General Assembly of Virginia:

1. That §§ 54.1-201, 54.1-516, 54.1-602, 54.1-902, 54.1-1110, 54.1-1134, 54.1-2208.4, and 54.1-2314 of the Code of Virginia are amended and reenacted as follows:

§ 54.1-201. Powers and duties of regulatory boards.

A. The powers and duties of regulatory boards shall be as follows:

1. To establish the qualifications of applicants for certification or licensure by any such *regulatory* board, provided that all qualifications shall be necessary to ensure either competence or integrity to engage in such profession or occupation.

2. To examine, or cause to be examined, the qualifications of each applicant for certification or licensure within its particular regulatory system, including when necessary the preparation, administration, and grading of examinations.

3. To certify or license qualified applicants as practitioners of the particular profession or occupation regulated by such *regulatory* board.

4. To levy and collect fees for certification or licensure and renewal that are sufficient to cover all expenses for the administration and operation of the regulatory board and a proportionate share of the expenses of the Department of Professional and Occupational Regulation and the Board for Professional and Occupational Regulation.

5. To promulgate regulations in accordance with the Administrative Process Act (§ 2.2-4000 et seq.) necessary to assure continued competency, to prevent deceptive or misleading practices by practitioners, and to effectively administer the regulatory system administered by the regulatory board. The regulations shall not be in conflict with the purposes and intent of this chapter or of Chapters 1 (§ 54.1-100 et seq.) and 3 (§ 54.1-300 et seq.).

6. To ensure that inspections are conducted relating to the practice of each practitioner certified or licensed by the regulatory board to ensure that the practitioner is conducting his practice in a competent manner and within the lawful regulations promulgated by the *regulatory* board.

7. To place a regulant on probation or revoke, suspend, or fail to renew a certificate or license for just causes as enumerated in regulations of the *regulatory* board. A *regulatory* board may take a disciplinary case against a licensee under advisement, defer a finding in such case, and dismiss such action upon terms and conditions set by the Board for Professional and Occupational Regulation. Conditions of probation or dismissal may include, but not be limited to the successful completion of remedial education or examination.

8. To receive complaints concerning the conduct of any regulant and to take appropriate disciplinary action if warranted.

9. To provide a regulant subject to a disciplinary action with a notice advising the regulant of his right to be heard at an informal fact-finding conference pursuant to § 2.2-4019 of the Administrative Process Act (§ 2.2-4000 et seq.). The notice shall state that if the regulant does not request an informal fact-finding conference within 30 days of receipt of the notice, the *regulatory* board may issue a case decision as defined in § 2.2-4001, with judicial review of the case decision in accordance with § 2.2-4026. If the regulant asserts his right to be heard prior to the *regulatory* board issuing its case decision, the *regulatory* board shall remand the case to an informal fact-finding conference. The notice required by this subdivision shall be sent in a manner that allows for confirmation of delivery or, if agreed to by the parties, through electronic means, provided that the *regulatory* board retains sufficient proof of the electronic delivery, which may be an electronic receipt of delivery, a confirmation that the notice was sent by facsimile, or a certificate of service prepared by the sender confirming the electronic delivery.

10. To promulgate canons of ethics under which the professional activities of regulants shall be conducted.

B. A regulant shall furnish, upon the request of a person to whom the regulant is providing or offering to provide service, satisfactory proof that the regulant (i) is duly licensed, certified, or registered under this subtitle and (ii) has obtained any required bond or insurance to engage in his profession or occupation.

C. As used in this section, "regulant" means any person, firm, corporation, association, partnership, joint venture, or any other legal entity required by this subtitle to be licensed, certified, or registered.

§ 54.1-516. Disciplinary actions.

A. ~~The~~ *In addition to the applicable provisions of §§ 54.1-201 and 54.1-202, the Board may reprimand, fine, suspend or revoke (i) the license of a lead contractor, lead inspector, lead risk assessor, lead project designer, lead supervisor, lead worker, asbestos contractor, asbestos supervisor, asbestos inspector, asbestos analytical laboratory, asbestos management planner, asbestos project designer, asbestos project monitor, asbestos worker, or home inspector or (ii) the approval of an accredited asbestos training program, accredited lead training program, training manager or principal instructor, if the licensee or approved person or program:*

1. Fraudulently or deceptively obtains or attempts to obtain a license or approval;
2. Fails at any time to meet the qualifications for a license or approval or to comply with the requirements of this chapter or any regulation adopted by the Board; or
3. Fails to meet any applicable federal or state standard when performing an asbestos project or service or performing lead-based paint activities.

B. ~~The~~ *In addition to the applicable provisions of §§ 54.1-201 and 54.1-202, the Board may reprimand, fine, suspend or revoke the license of (i) any asbestos contractor who employs or permits an individual without an asbestos supervisor's or worker's license to work on an asbestos project or (ii) any lead contractor who employs or permits an individual without a lead supervisor's or lead worker's license to work on a lead abatement project.*

C. ~~The~~ *In addition to the applicable provisions of §§ 54.1-201 and 54.1-202, the Board may reprimand, fine, suspend or revoke the license of a home inspector.*

§ 54.1-602. Auctioneers Board; membership, meetings and powers.

A. The Auctioneers Board shall be composed of five members as follows: three shall be Virginia licensed auctioneers and two shall be citizen members. Board members shall serve four-year terms.

The Board shall meet at least once each year for the purpose of transacting business. Special meetings of the Board may be held at the discretion of the Director.

B. ~~The~~ *In addition to the applicable provisions of §§ 54.1-201 and 54.1-202, the Board shall have the following authority and responsibilities:*

1. Establish regulations to obtain and retain licensure of auctioneers.
2. Make all case decisions regarding eligibility for initial licensure and renewal thereof.
3. To fine, suspend, deny renewal or revoke for cause, as defined in regulation, any license.
4. To examine auctioneers for licensure.

§ 54.1-902. Regulations; suspension or revocation of license; penalty for violation.

A. ~~The~~ *In addition to the applicable provisions of §§ 54.1-201 and 54.1-202, the Board is authorized to promulgate regulations necessary for the proper government and regulation of pilots and to prescribe penalties for the violation of regulations in accordance with the provisions of the Administrative Process Act (§ 2.2-4000 et seq.). Regulations may include the right to suspend or revoke the branch of any pilot. Such suspension or revocation may be in addition to any other penalty imposed by law for the violation.*

Reasonable notice and an opportunity to be heard in accordance with the Administrative Process Act shall be given before the Board shall take any action to revoke or suspend the license of any licensee.

B. The Board may suspend a license of any person without a hearing, simultaneously with the institution of proceedings for a hearing, if it finds that there is substantial danger to the public health or safety which warrants such action. The Board may meet by telephone conference call when summarily suspending a license, if a good faith effort to assemble a quorum of the Board has failed and in the judgment of a majority of the members of the Board, the continued practice of the licensee constitutes a substantial danger to the public health or safety. Institution of proceeding for a hearing shall be provided simultaneously with the summary suspension. The hearing shall be scheduled within a reasonable time of the date of the summary suspension.

C. Before any penalty for violation of the regulations may be imposed, a printed copy of the regulations shall be furnished to each pilot.

§ 54.1-1110. Grounds for denial or revocation of license or certificate.

~~The~~ *In addition to the applicable provisions of §§ 54.1-201 and 54.1-202, the Board shall have the power to require remedial education, suspend, revoke, or deny renewal of the license or certificate of any contractor who is found to be in violation of the statutes or regulations governing the practice of licensed or certified contractors in the Commonwealth.*

The Board may suspend, revoke, or deny renewal of an existing license or certificate, or refuse to issue a license or certificate, to any contractor who is shown to have a substantial identity of interest with a contractor whose license or certificate has been revoked or not renewed by the Board. A substantial identity of interest includes but is not limited to (i) a controlling financial interest by the individual or corporate principals of the contractor whose license or certificate has been revoked or nonrenewed, (ii) substantially identical principals or officers, or (iii) the same designated employee as the contractor whose license or certificate has been revoked or not renewed by the Board.

Additionally, the Board may suspend, revoke or deny renewal of an existing license or certificate, or refuse to issue a license or certificate to any contractor who violates the provisions of Chapter 5 (§ 60.2-500 et seq.) of Title 60.2 and Chapter 8 (§ 65.2-800 et seq.) of Title 65.2.

Any person whose license is suspended or revoked by the Board shall not be eligible for a license or certificate under any circumstances or under any name, except as provided by regulations of the Board pursuant to § 54.1-1102.

§ 54.1-1134. Grounds for denial or revocation of certification or license; reports of building officials and others.

~~The~~ *In addition to the applicable provisions of §§ 54.1-201 and 54.1-202, the Board shall have the power to require remedial education and to suspend, revoke, or deny renewal of the certification or license of any individual who is found to be in violation of the statutes or regulations governing the practice of licensed tradesmen, liquefied petroleum gas fitters or natural gas fitter providers, or certified backflow prevention device workers in the Commonwealth.*

Any building official who finds that an individual is practicing as a tradesman, elevator mechanic, liquefied petroleum gas fitter or natural gas fitter provider without a license as required by this article shall file a report to such effect with the Board. Any water purveyor or building official who finds that an individual is practicing as a backflow prevention device worker without a certificate, if a certificate is required by the locality in which an individual is engaging in backflow prevention device worker activities, shall file a report to such effect with the Board.

Any building official who has reason to believe that (i) a tradesman, liquefied petroleum gas fitter or natural gas fitter provider is performing incompetently as demonstrated by an egregious or repeated violation of the Uniform Statewide Building Code (§ 36-97 et seq.) or (ii) a certified backflow prevention device worker is performing incompetently as demonstrated by an egregious or repeated violation of the standards adopted by the American Society of Sanitary Engineering referenced in the plumbing code adopted by the Virginia Uniform Statewide Building Code shall file a report to such effect with the Board. Any water purveyor who has reason to believe that a certified backflow prevention device worker is performing incompetently as demonstrated by an egregious or repeated violation of the standards adopted by the American Society of Sanitary Engineering referenced in the plumbing code adopted by the Virginia Uniform Statewide Building Code shall file a report to such effect with the Board and local building official.

§ 54.1-2208.4. Professional ethics and conduct.

A. The Board, in coordination with an ad hoc panel of licensed professional geologists convened by the Board and representing various geological interests in Virginia, shall have prepared and adopted a Code of Professional Ethics and Conduct that shall be published and made known in writing to every Virginia licensed professional geologist and applicant for licensure under this article. The Board may revise and amend this code as needed and shall forthwith notify each licensed professional geologist in writing of such revisions or amendments.

B. ~~The full~~ *In addition to the applicable provisions of §§ 54.1-201 and 54.1-202, the Board, by majority vote, shall have the power to suspend, revoke, or refuse to renew the license of any professional geologist who, after an appropriate formal hearing, is found to have been involved in:*

1. Any fraud or deceit in obtaining licensure;
2. Any violation of the Code of Professional Ethics and Conduct or other regulations of the Board;
3. Demonstrated gross negligence, incompetence, or misconduct in the practice of geology as a professional geologist; or
4. Any conviction of a felony which, in the opinion of the Board, would adversely affect the practice of geology.

C. The Board, by majority vote of the quorum, may reinstate a revoked or suspended license to any professional geologist who makes written application to the Board showing good cause for such action.

§ 54.1-2314. Refusal, suspension, or revocation of license or registration.

~~The~~ *In addition to the applicable provisions of §§ 54.1-201 and 54.1-202, the Board may refuse to license or register any applicant, suspend a license or registration for a stated period or indefinitely, revoke any license or registration, censure or reprimand any person licensed or registered by the Board or place such person on probation for such time as it may designate for any of the following causes related to the sale or offering to the public of cemetery vaults, grave liners, urns, memorials, markers, or monuments:*

1. Conviction of any felony or any crime involving moral turpitude;
2. Unprofessional conduct which is likely to defraud or to deceive the public or clients;
3. Misrepresentation or fraud in the conduct of the cemetery company or its sales personnel, or in obtaining or renewing a license or registration;
4. False or misleading advertising;
5. Solicitation in violation of subsection B of § 54.1-2327;
6. Direct or indirect payment or offer of payment of a commission to others by the licensee, his sales representatives, agents, or employees for the purpose of securing business;
7. Use of alcohol or drugs to the extent that such use renders him unsafe to practice his licensed or registered activity;
8. Aiding or abetting an unlicensed person to engage in the business of a cemetery company;
9. Using profane, indecent or obscene language within the immediate hearing of the family or relatives of

a deceased, whose body has been interred or otherwise disposed of;

10. Violation of any statute, ordinance, or regulation affecting the handling, custody, care or transportation of dead human bodies;

11. Failure to comply with subsection A of § 54.1-2327 and to keep on file an itemized statement of all retail prices and fees charged related to the sale of property or services as required by Board regulations and this chapter;

12. Charging third-party handling fees, which shall not include installation fees; and

13. Refusing to honor the transfer of preneed contract arrangements to another party. However the licensee shall not be responsible for paying additional costs associated with any actual transfer.

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1 **Project 8750 - Exempt Final**

2 **Auctioneers Board**

3 **HB 1305 Amendment (Auctioneers Board Disciplinary Powers)**

4 **18VAC25-21-180. Discipline.**

5 ~~The A. In accordance with § 54.1-902 of the Code of Virginia, the board has the power to (i)~~
6 ~~fine any individual or firm licensee or to (ii) suspend, (iii) place on probation, (iv) fail to renew, or~~
7 ~~(v) revoke any license issued under the provisions of Chapter 6 (§ 54.1-600 et seq.) of Title 54.1~~
8 ~~of the Code of Virginia and the regulations of the board pursuant to the provisions of the~~
9 ~~Administrative Process Act (§ 2.2-4000 et seq. of the Code of Virginia) if the board finds that:~~

- 10 1. The license was obtained, renewed, or reinstated through fraud or misrepresentation;
- 11 2. The licensee has been convicted or found guilty, regardless of the manner of
12 adjudication, in any jurisdiction of the United States, of a non-marijuana misdemeanor
13 involving dishonest or fraudulent acts or any felony, there being no appeal pending
14 therefrom or the time for appeal having elapsed. Review of prior criminal convictions will
15 be subject to the requirements of § 54.1-204 of the Code of Virginia;
- 16 3. The licensee has been found by any regulatory board, agency, or jurisdiction where
17 licensed to have had a license or registration suspended, revoked, or surrendered in
18 connection with a disciplinary action, to have been the subject of discipline in another
19 jurisdiction, or to have violated any applicable regulations or laws in the course of
20 performing auctioneer duties;
- 21 4. The licensee has not demonstrated reasonable care, judgment, or application of the
22 licensee's knowledge and ability in the performance of auctioneering duties;

23 5. The licensee violated or assisted another to violate any provisions of Chapter 1 (§
24 54.1-100 et seq.), 2 (§ 54.1-200 et seq.), 3 (§ 54.1-300 et seq.), or 6 of Title 54.1 of the
25 Code of Virginia, this chapter, or combined or conspired with or acted as agent, partner,
26 or associate for another; or

27 6. The licensee fails to comply, or misrepresents any information pertaining to the
28 licensee's compliance, with any of the continuing education requirements contained in
29 this chapter.

30 B. The board may also take a case against a licensee under advisement as provided for in §
31 54.1-201 A 7 of the Code of Virginia.

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§ 54.1-600. Definitions.

As used in this chapter, unless the context requires a different meaning:

"Absolute auction" means an auction where at the time of the auction sale the real or personal property to be sold will pass to the highest bidder regardless of the amount of the highest and last bid.

"Auction" means the sale of goods, as defined in this chapter, or real estate property, at a predetermined date and time, by means of exchanges verbal exchange, physical gesture, mail, internet, telecommunication, or digital communication between an auctioneer and ~~members of his audience~~ prospective purchasers, the exchanges consisting of a series of invitations for offers made by the auctioneer, offers made by ~~members of the audience~~ prospective purchasers, and acceptance by the auctioneer of the highest or most favorable offer according to the terms of the sale.

"Auction firm" means any corporation, partnership or other business entity, except a sole proprietorship, performing any of the acts of an auctioneer as defined in this section.

"Auctioneer" means any person who conducts or offers to conduct an auction.

"Board" means the Auctioneers Board.

"Director" means the Director of the Department of Professional and Occupational Regulation.

"Goods" means any chattels, merchandise, ~~real or personal~~ property, or commodities of any form or type which may be lawfully kept or offered for sale in the Commonwealth of Virginia.

"Online auction service provider" or "electronic bidding service" means any person that provides a forum through the internet for a person to sell the person's goods or real property via the submission of silent bids using a computer or other electronic device.

"Person" means any natural person, association, partnership, or corporation, and the officers, directors, and employees of a corporation shall have the same meaning as set forth in § 1-230 of the Code of Virginia.

"Real property" shall have the same meaning as set forth in § 55.1-347 of the Code of Virginia.

"Virginia licensed auctioneer" means any auctioneer who meets the requirements for licensure as prescribed by the Board.

§ 54.1-601. Exemptions.

39 The provisions of this chapter and the terms "Virginia licensed auctioneer," "auctioneer"
40 or "auction firm," as defined in § 54.1-600, shall not apply to:

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42 1. Any person who auctions his own property, whether owned or leased, provided his
43 regular business is not as an auctioneer;

44 2. Any person who is acting as a receiver, trustee in bankruptcy, guardian, conservator,
45 administrator, or executor, or any person acting under order of a court;

46 3. Any online auction service provider or electronic bidding service, as defined in § 54.1-
47 600.

48 4. A trustee acting under a trust agreement, deed of trust, or will;

49 4. 5. An attorney-at-law licensed to practice in the Commonwealth of Virginia acting
50 pursuant to a power of attorney;

51 5. 6. Sales at auction conducted by or under the direction of any public authority, or
52 pursuant to any judicial order or decree;

53 6. 7. Sale of livestock at a public livestock market authorized by the Commissioner of
54 Agriculture and Consumer Services;

55 7. 8. Leaf tobacco sales conducted in accordance with the provisions of former § 3.1-
56 336;

57 8. 9. Sale at auction of automobiles conducted under the provisions of § 46.2-644.03 or
58 by a motor vehicle dealer licensed under the provisions of Chapter 15 (§ 46.2-1500 et
59 seq.) of Title 46.2;

60
61 9. 10. Sale at auction of a particular brand of livestock conducted by an auctioneer of a
62 livestock trade association;

63 10. 11. Sales conducted by and on behalf of any charitable, religious, civic club,
64 fraternal, or political organization if the person conducting the sale receives no
65 compensation, either directly or indirectly, ~~therefor~~ therefore and has no ownership
66 interest in the merchandise being sold or financial interest in the entity providing such
67 merchandise;

68 11. 12. Sales, not exceeding one sale per year, conducted by or on behalf of (i) a civic
69 club or (ii) a charitable organization granted tax-exempt status under § 501(c)(3) of the
70 Internal Revenue Code; or

71 12. 13. Sales of collateral, sales conducted to enforce carriers' or warehousemen's
72 liens, bulk sales, sales of goods by a presenting bank following dishonor of a
73 documentary draft, resales of rightfully rejected goods, resales of goods by an
74 aggrieved seller, or other resales conducted pursuant to Titles 8.1A through 8.10 and
75 the Virginia Self-Service Storage Act (§ 55.1-2900 et seq.).
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Board For Auctioneers

Monthly Cash Activity

Starting cash on hand \$ 32,977.85 Starting date Jul 2025 Cash minimum balance alert \$ 6,595.57

	Jul 2025	Aug 2025	Sep 2025	Oct 2025	Nov 2025	Dec 2025	Jan 2026	Feb 2026	Mar 2026	Apr 2026	May 2026	Jun 2026	Total
Cash on hand (beginning of month)	\$ 32,977.85	\$ 29,048.14	\$ 20,233.19	\$ 22,713.70	\$ 9,662.17	\$ 7,787.52	\$ 9,459.87	\$ (6,693.44)	\$ (12,563.12)	\$ (17,503.08)	\$ (19,437.85)	\$ (18,877.85)	

Cash receipts

Cash sales	\$ 2,455.00	\$ 2,160.00	\$ 2,850.00	\$ 2,045.00	\$ 2,055.00	\$ 2,020.00	\$ 2,470.00	\$ 2,035.00	\$ 2,350.00	\$ 2,655.00	\$ 560.00	\$ -	\$ 23,655.00
Returns and allowances	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
Total cash receipts	\$ 2,455.00	\$ 2,160.00	\$ 2,850.00	\$ 2,045.00	\$ 2,055.00	\$ 2,020.00	\$ 2,470.00	\$ 2,035.00	\$ 2,350.00	\$ 2,655.00	\$ 560.00	\$ -	\$ 23,655.00
Total cash available	\$ 35,432.85	\$ 31,208.14	\$ 23,083.19	\$ 24,758.70	\$ 11,717.17	\$ 9,807.52	\$ 11,929.87	\$ (4,658.44)	\$ (10,213.12)	\$ (14,848.08)	\$ (18,877.85)	\$ (18,877.85)	

Cash paid out

Overhead	\$ 1,914.28	\$ 4,156.06	\$ -	\$ 5,555.50	\$ 1,741.98	\$ -	\$ 6,758.43	\$ 3,461.25	\$ 3,964.56	\$ 1,649.17	\$ -	\$ -	\$ 29,201.23
Enforcement	\$ 3,004.39	\$ 4,364.13	\$ -	\$ 6,046.44	\$ 1,506.56	\$ -	\$ 7,800.25	\$ 2,837.44	\$ 2,791.48	\$ 1,362.02	\$ -	\$ -	\$ 29,712.71
Board Administration	\$ 1,280.85	\$ 2,287.01	\$ -	\$ 3,408.42	\$ 674.71	\$ 341.63	\$ 4,031.18	\$ 1,594.89	\$ 1,937.86	\$ 1,572.86	\$ -	\$ -	\$ 17,129.41
Exams	\$ 14.57	\$ 23.02	\$ -	\$ 29.09	\$ 6.40	\$ -	\$ 33.45	\$ 11.10	\$ 11.74	\$ 5.72	\$ -	\$ -	\$ 135.09
Direct Board	\$ 191.09	\$ 144.73	\$ 369.49	\$ 57.08	\$ -	\$ 6.02	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 768.41
Cash Transfers	\$ (20.47)	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ (1,415.68)	\$ -	\$ -	\$ -	\$ (1,436.15)
Total cash paid out	\$ 6,384.71	\$ 10,974.95	\$ 369.49	\$ 15,096.53	\$ 3,929.65	\$ 347.65	\$ 18,623.31	\$ 7,904.68	\$ 7,289.96	\$ 4,589.77	\$ -	\$ -	\$ 75,510.70
Cash on hand (end of month)	\$ 29,048.14	\$ 20,233.19	\$ 22,713.70	\$ 9,662.17	\$ 7,787.52	\$ 9,459.87	\$ (6,693.44)	\$ (12,563.12)	\$ (17,503.08)	\$ (19,437.85)	\$ (18,877.85)	\$ (18,877.85)	

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VIRGINIA DEPARTMENT OF PROFESSIONAL & OCCUPATIONAL REGULATION
 PERIMETER CENTER, SUITE 400
 9960 MAYLAND DRIVE
 RICHMOND, VIRGINIA 23233

TOTAL CURRENT POPULATION AS OF JULY 1, 2026
326,897

*Regulant population numbers are effective for the dates shown only.

Profession	1/1/2026	2/1/2026	3/1/2026	4/1/2026	5/1/2026	6/1/2026	7/1/2026
Auctioneers	903	907	902	901	895	892	892
Auction Firms	205	207	208	206	202	206	206

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