Virginia Department of Professional and **Occupational Regulation** 

# COMMON INTERESTS



Welcome!

Welcome to the first newsletter of the Virginia Common Interest Community Board (Board). The General Assembly established the new Board at the Department of Professional and Occupational Regulation (DPOR) during the 2008 Session. In addition to creating the Board, this law established licensure requirements for common interest community (CIC) managers and certification requirements for certain employees of CIC managers.

The Board has worked to complete many objectives since inception, and has many more planned. The Board recognizes the importance of having a way to share news and information about Board programs. This newsletter is designed to keep our regulants, industry professionals, and interested citizens of the Commonwealth informed of the activities of the Board and Office of the Common Interest Community Ombudsman. To save on expenses, the newsletter will be published exclusively on-line.

The Board's responsibilities also include administering Virginia's property registration laws which include: the Condominium Act, the Virginia Real Estate Time-Share Act, the Virginia Real Estate Cooperative Act, the Property Owners' Association Act, and the Common Interest Community Management Information Fund Act. The Board is authorized to promulgate regulations to fulfill the requirements of these Acts.

If you have ideas or suggestions for future issues of COMMON INTERESTS, we invite you to share them with us. This publication is for you - let us know your interests!

Spring 2011 Issue 1



### **Inside This Issue:**

Message From The Chair 2
New Director of DPOR 3
Board Member Profiles 3
Regulatory Process 7
Ombudsman Corner
Disciplinary Actions12
Regulatory Update14



ALL INDUSTRIES





CIC MANAGERS ASSOCIATIONS



TIME-SHARE INDUSTRY



CIC MANAGEMENT INFO FUND OMBUDSMAN





# In Case You Were Wondering ...

**DPOR** regulates more than 30 occupations and professions through 19 boards. DPOR licenses or certifies over 300,000 individuals and businesses ranging from architects and contractors to cosmetologists and professional wrestlers.

## **MESSAGE FROM THE CHAIR:**



The Common Interest Community Board is pleased to present this first issue of COMMON INTERESTS. Outreach to Virginia citizens who live and work in our common interest communities is an important goal of the Board. While the Board has been focused on the important task of assuming responsibility for an existing regulatory program and starting a brand new regulatory program, communication with

Lucia Anna Trigiani

Board regulants, and those who can benefit from and be protected by the Board's regulatory programs, is important.

The Common Interest Community Board has been hard at work since September 2008 when the Board first met. A group of dedicated and accomplished volunteers with common interest community association experience from a variety of perspectives, the Board has worked well together to take on the task of ensuring compliance with the well-established property registration statutes and newly enacted statutes establishing the community management regulatory program. We have been guided by the capable staff of the Department of Professional and Occupational Regulation.

The Board is charged by the General Assembly to develop and sustain regulatory programs that protect the public. The Board does not seek to unnecessarily and adversely affect business in the Commonwealth. The Board also understands and appreciates the burdens placed on the regulated public. Nonetheless, the Board understands well that the centerpiece of regulating the common interest community industry is protection of the public.



ALL INDUSTRIES





ASSOCIATIONS





TIME-SHARE INDUSTRY







# **BOARD MEMBER PROFILES**



Pictured (Front Row, left to right): Douglas W. Rogers, Milton W. Matthews, Lucia Anna Trigiani - Chair, F. James Ahlberg, Scott Sterling (Back Row, left to right): Ronda S. DeSplinter, Katherine E. Waddell, Pamela S. Coerse, Kimberly Kacani -Vice-Chair, and Miyun Sung. Not Pictured: Christiaan P. Melson

The Common Interest Community Board consists of 11 members appointed by the Governor. Individuals appointed to the Board must fulfill specific criteria set forth in §§ 54.1-2348 and 54.1-107 of the Code of Virginia. Profiles of the current members of the CIC Board follow:

### F. JAMES AHLBERG

Jim Ahlberg was appointed to the Board in July 2008 to fill the position of a certified public accountant. He was reappointed in 2009.

Mr. Ahlberg is a CPA in the Commonwealth of Virginia involved in providing audit, tax and consulting services to common interest communities for approximately 24 years. Mr. Ahlberg is the majority owner of Ahlberg & Company, P.C., in McLean. Mr. Ahlberg is also a member of the Community Associations Institute (CAI) and has served on CAI committees at both the local and national levels.

### PAMELA S. COERSE

Pam Coerse was appointed to the Board in July 2008 to fill the position of the time-share industry representative.

A retiree after over 30 years in the time-share industry, Ms. Coerse currently consults for The Berkley Group and Great Eastern Resorts. In addition to serving as the time-share representative on the CIC Board, she serves as President of the Virginia Resort Developers Association.



CONDOMINIUM PROJECTS



CIC MANAGERS





(Continued on page 4)

CIC MANAGEMENT INFO FUND



**DPOR Director** 

Common Interests Spring 2011



### Gordon N. Dixon

Gordon N. Dixon was appointed Director of DPOR by Governor McDonnell in April 2010. Prior to taking the helm at DPOR, Mr. Dixon worked with regulatory, public policy and community engagement issues affecting various businesses. He has held numerous leadership positions in corporate and non-profit organizations. Mr. Dixon is a graduate of Mary Washington College (now the University of Mary Washington).



### OMBUDSMAN





ASSOCIATIONS TIME-SHARE INDUSTRY





According to § 54.1-107 of the Code of Virginia, members of regulatory boards serve at the pleasure of the Governor. A board member may be appointed to fill an unexpired term or a full term. A full term is considered a period of four years, and no member may serve more than two successive full terms. Any vacancy occurring other than by expiration of term shall be filled by an unexpired term.



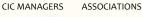
### ALL INDUSTRIES













TIME-SHARE INDUSTRY

CIC MANAGEMENT INFO FUND





### **BOARD MEMBER PROFILES CONTINUED...**

(Continued from page 3)

### **RONDA S. DESPLINTER**

Ronda DeSplinter was appointed to the Board in July 2008 to serve as a representative of Virginia common interest community managers.

Ms. DeSplinter serves as the general manager of the Kingstown Residential Owners Corporation, a homeowner association of more than 20,000 members located in Alexandria. Ms. DeSplinter is also active in the local chapter of the CAI through service on the Legislative Committee and nationally through CAI Large-Scale Managers Committee.

### KIMBERLY B. KACANI

Kim Kacani was appointed to the Board in July 2008 as a representative of a developer of Virginia common interest communities. She was reappointed in 2010. Ms. Kacani has serves as Vice-Chair of the Board since September 2008.

In addition, she is employed at HHHunt as the VP of Entitlements and Special Projects with responsibility for land acquisition, zoning, entitlements and development for several large-scale common interest communities in Richmond and Hampton Roads. Ms. Kacani is a graduate of Westhampton College at University of Richmond, and she is an active member of CAI and the Urban Land Institute.

### MILTON W. MATTHEWS

Milton Matthews was appointed to the Board in July 2008 to serve as a representative of Virginia common interest community managers.

In his capacity as a community association manager, Mr. Matthews has been the Chief Executive Officer of the Reston Association since October 2004. Reston Association is one of the largest community associations in the country, with a membership of over 62,000 and covering an area of approximately 11.5 square miles.

# BOARD MEMBER PROFILES CONTINUED...

### CHRISTIAAN "CHRIS" P. MELSON

One of the newest members appointed to the Board, Chris Melson was appointed in November 2010 to serve as a representative of Virginia common interest community managers.

Mr. Melson is President and CEO of CFM Management Services, a common interest community management company serving the Washington D.C. Metro area for 24 years. Mr. Melson is a graduate of Swarthmore College, serves as a faculty member for the Community Association Institute, and is a Hall of Fame member and past-President of the Washington Metro Chapter of the CAI.

### DOUGLAS W. ROGERS

Another new appointee to the Board, Douglas Rogers was appointed in November 2010 to serve as a Virginia citizen member.

A retiree after 30 years at the IBM Corporation, with the latter 20 years as a management professional, Mr. Rogers provided the strategic planning necessary to supervise recruitment and administration of Information Technology personnel. With an increased knowledge of enterprise level systems, specifically, SAP/R3, client server and mainframes, he has proven successful in working with diversified groups to accomplish corporate goals. Mr. Rogers has served on various boards and committees. Currently, he serves as a director for: Germanna Community College Board, Lake Of The Woods Community Association, and Orange County Chamber of Commerce. Mr. Rogers is a graduate of Lovola College in Baltimore, Marvland.

### SCOTT E. STERLING

Scott Sterling was appointed to the Board in July 2008 to serve as a representative of a developer of Virginia common interest communities.

Mr. Sterling is Assistant to the President of IDI Group Companies, a real estate developer headquartered in Arlington. He oversaw government affairs for the Greater Washington Board of Trade from 2004 to 2007, and for nearly two decades prior to that, he served as Vice President and Counsel of the Charles E. Smith Companies. Mr. Sterling has been involved in the establishment of condominiums and education of condominium board members.

# 2011 CIC BOARD **MEETING** DATES

MARCH 10

JUNE 9

**SEPTEMBER 22** 

**DECEMBER 1** 

All meetings are held at the Department of **Professional & Occupational Regulation** Perimeter Center 9960 Mayland Drive, 2nd Floor, Richmond, Virginia 23233





ALL INDUSTRIES CONDOMINIUM PROJECTS



CIC MANAGERS

ASSOCIATIONS



CIC MANAGEMENT INFO FUND

OMBUDSMAN











### All initial appointments to the Board were for terms ranging from one to four years, as required by § 54.1-2348 of the Code of Virginia. The Governor is responsible for making all appointments and reappointments, and does so with the assistance of the Secretary of the Commonwealth. Board members are eligible to serve up to two four-year terms. Anyone interested in serving on a board or commission can now apply online. For access to the online application, appointment openings and current vacancies, and other information about the appointment process, please visit the Secretary of the Commonwealth's website at http://

www.commonwealth.virginia.g ov/



# ALL INDUSTRIES



# **BOARD MEMBER PROFILES CONTINUED...**

### MIYUN SUNG

Miyun Sung was appointed to the Board in December 2009 to serve as a Virginia citizen member.

Ms. Sung is an attorney with Hogan Lovells United States L.L.P., an international law firm. She focuses her practice on the representation of public companies in capital market, securities, mergers and acquisitions, and corporate transactions, and advises clients on general corporate governance matters.

### LUCIA ANNA "PIA" TRIGIANI

Pia Trigiani is a founding partner of MercerTrigiani, LLC, a law firm in Alexandria providing representation to community associations. Prior to entering private practice in 1987, she was the property registration administrator for the Virginia Real Estate Board. Pia later served as the first citizen member of the Virginia Real Estate Board and served on the Virginia Board of Health Professions. Pia currently serves as president of the Virginia Bar Association and as Chair of the Board since September 2008.

Pia was President of the Washington Metropolitan Chapter of CAI in 2000. She has been recognized for her contributions to the community association industry with several awards from the Chapter and from the National Community Associations Institute. Pia is also a member of the Board of Directors of the Foundation for Community Association Research.

Pia serves on the Saint Mary's College National Advisory Council of the Christian Culture Series. She is a member of the Board of Commonwealth Human Services Foundation of Commonwealth Catholic Charities.

### KATHERINE E. WADDELL

Katie Waddell was appointed to the Board in July 2008 to serve as a Virginia citizen member. She was reappointed in 2009.

Ms. Waddell is an insurance professional with over 20 years of property and casualty underwriting experience. Ms. Waddell maintains a record of accomplishments in risk selection, fraudulent investigations, training, marketing, management, and customer service. Currently, Ms. Waddell serves as an underwriter for Mutual Assurance Society of Virginia. As an underwriter, she provides insurance services for common interest communities. She resides in a condominium and has served on the condominium board of directors since 2005. She has been a member of the National Association of Insurance Women since 2003 and has been elected to serve as council state membership chair for 2011-2012.

ASSOCIATIONS CIC MANAGERS



TIME-SHARE INDUSTRY

CIC MANAGEMENT INFO FUND OMBUDSMAN







### **REGULATORY REVIEW PROCESS**

Since its inception, the Board has initiated 13 actions to implement various regulations and completed nine to date. From the transfer of the Real Estate Time-Share Regulations, the Common Interest Community Management Information Fund Regulations, and the Condominium Regulations from the Real Estate Board, to the development of the Common Interest Community Manager Regulations, there are always regulations of the Board active in the regulatory process. The Administrative Process Act establishes the requirements that all regulatory boards must follow in developing regulations. The process includes substantive and procedural steps intended to foster an open public process with opportunity for input from interested parties. Without an understanding of the regulatory review process, it is difficult to understand why and how regulations are developed, the length of time it takes, and how you can participate in the review process.

All regulations must be developed in accordance with authority established in the law. There are several different processes that can be used, depending upon the circumstances, to implement regulations. These include the emergency process, fast-track process, and standard process. In addition, certain regulations may be exempt from the standard regulatory review process.

### **EMERGENCY PROCESS**

The emergency process takes place if there is an "emergency" situation that requires the promulgation of regulations within 280 days. These regulations are only effective for up to one year, although the Governor may approve a sixmonth extension. The law creating the Board and the licensure program for common interest community managers authorized the promulgation of emergency regulations.



The fast-track process is used for proposed regulations that are expected to be noncontroversial. However, if objections are raised (in accordance with § 2.2-4012.1 of the *Code of Virginia*), then the fast-track option is abandoned and the standard process must be followed.

Common Interests Spring 2011





Be sure to notify the Board if you have a change of address and/or contact information. Forms for submitting changes of address, association governing board members, CIC manager, personnel, and association point of contact/ management can be found at <a href="http://">http://</a> www.dpor.virginia.gov/ dporweb/cicb form.cfm.

(Continued on page 8)



ALL INDUSTRIES CONDOMINIUM PROJECTS

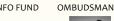


ASSOCIATIONS



TIME-SHARE INDUSTRY

CIC MANAGEMENT INFO FUND









# VIRGINIA GENERAL ASSEMBLY

The 2011 Legislative Session convened on Wednesday, January 12, 2011 and adjourned sine die on Sunday, February 27, 2011. For more information please visit <u>http://</u> <u>lis.virginia.gov/</u>. Please see page 16 for important information regarding the 2011 Session!



ALL INDUSTRIES







TIME-SHARE INDUSTRY

CIC MANAGEMENT INFO FUND



OMBUDSMAN

### **REGULATORY REVIEW PROCESS**

### **STANDARD PROCESS**

The standard process is used most often to amend, repeal, or enact regulations, and must be used to implement regulations that replace emergency regulations. There are three stages in the standard process:

- I. Notice of Intended Regulatory Action (NOIRA) the Board announces its intention to review its regulations;
- II. Proposed the text of the draft regulations are adopted by the Board; and
- III. Final the Board reviews public comments, makes amendments to the proposed regulations as necessary, and adopts final regulations.

This review process typically takes 18 to 24 months.

All of the regulatory review processes include several key elements. First, all regulations undergo executive branch review. The executive branch review includes a legal review by the Office of the Attorney General, economic and policy reviews by the Department of Planning and Budget, review by the Cabinet Secretary (Commerce and Trade for the CIC Board regulations), and concludes with review by the Governor. If approvals are received throughout the executive branch review, then the regulations are published in the Virginia Register for public comment. With the exception of emergency regulations, regulatory actions are open at specific times for public comment, and more than once during the standard process. Comments received during the designated Public Comment Period will be reviewed, and responded to, by the Board. The comments you submit may be used to amend, repeal, or create regulations.

In developing regulations mandated by statute, the Board has taken extra steps to encourage public participation in the regulatory process. The Board invited input from non-Board members by creating committees comprised of representatives from various industry groups and including homeowners from common interest community associations to assist in the development of the regulations. Those citizen committees met several times to develop proposed regulations for consideration by the Board.

To learn more about the regulatory processes, including those specific to the CIC Board (as well as other boards), please refer to the wealth of information available on the Virginia Regulatory Town Hall at <u>www.townhall.virginia.gov</u>. More information is available regarding Virginia Regulatory Town Hall on page 11 in this edition of COMMON INTERESTS. In addition, please refer to the *Regulatory Update* on page 14 for the status of regulations currently in process by the Board.







# WELCOME TO MY WORLD Observations from the Common Interest Community Ombudsman

### 9 Common Interests Spring 2011



A product of legislation enacted July 1, 2008, the Office of the Common Interest Community Ombudsman has been responding to questions, providing guidance and reviewing complaints for more than two years. This column will provide a way for the Ombudsman to share some of the issues and ideas that she deals with daily, in the hope that by doing so, she may provide guidance to help associations find solutions.

I was recently asked to be a member of a panel for the Washington Metropolitan Chapter of Community Associations Institute. The title of the panel presentation was "Transparent Governance." In my opinion, those two words are probably the two most important words in community association governance, at least from a complaint perspective. Without transparency, association members often think the worst of their association board, and make incorrect assumptions that the board must be "up to something" or "misusing funds" if the board is not forthcoming in its day-to-day activities. While case law and my own experiences certainly demonstrate that there are **a few**, and I repeat, a few, association boards that do take liberties with association funds or association property, these boards are very much in the minority.

> By Heather S. Gillespie Ombudsman

What can an association do to ensure that its members do not make inaccurate assumptions about its activities? COMMUNICATE! Make certain that you hold your annual member meetings, remember that all members can attend all board meetings, provide a method of communication between the members and the board and the members and each other. Provide an open forum at your meetings. Don't abuse executive sessions. Assist members in their requests to examine the books and records of the association. These are just a few of the key issues that will really help your association to blossom and will bring the community together rather than divide it. Remember that every member of the association has a stake in the association's success and

most members genuinely want to contribute to that success.

Keep on communicating!





CONDOMINIUM PROJECTS





ASSOCIATIONS



TIME-SHARE INDUSTRY

CIC MANAGEMENT INFO FUND

TINFO FUND OMBUDSMAN



7 **-**9



WELCOME TO MY WORLD **Observations from the Common** Interest Community Ombudsman CONTINUED...



10 Common Interests Spring 2011

Among other responsibilities, the Ombudsman's office may:

- <sup>∽</sup> assist members in understanding and exercising their rights in resolving issues with their common interest community associations including condominiums, property owners' association, and cooperatives;
- <sup>←</sup> issue non-binding explanations (not interpretations) of laws and regulations governing associations;
- <sup>∽</sup> offer referrals to alternative dispute resolution services; and
- $^{\circ}$  assist in helping to resolve violations of common interest community laws or regulations, but the Ombudsman has no jurisdiction over violations or conflicts related to the bylaws, declaration or any other governing document of an association.



The CIC Ombudsman regulations are currently in development. Please refer to the update on page 14 for more information!

Please view the 2009-2010 Annual Report from the Ombudsman's Office available on the web at <a href="http://www.dpor.virginia.gov/dporweb/">http://www.dpor.virginia.gov/dporweb/</a> DPOR CIC Ombudsman Annual Report 2009-10.pdf.









ASSOCIATIONS



TIME-SHARE INDUSTRY







11 Common Interests Spring 2011





You are cordially invited . . .

All Common Interest Community Board meetings are held at DPOR (Perimeter Center, 9960 Mayland Drive, 2nd Floor in Richmond) and are **open to the public**. While the Board has the authority to go into closed session (which is not open to the public) for specific limited reasons all Board actions take place in an open meeting. In addition, Board meetings include a public comment period (typically at the beginning of the meeting). During the comment period, members of the public are welcome to address the Board regarding any Board matter, as long as the topic is not related to an open complaint or application file. Board agendas and minutes of all Board meetings are posted at www.townhall.virginia.gov.

# TIP!

You may obtain applications and other forms, current Board roster, current regulations & laws, and other information related to Board activity at http:// www.dpor.virginia.gov/dporweb/cic\_main.cfm.



# The Virginia Regulatory **TOWN HALL**

The Virginia Regulation Town Hall website is a great resource for following actions of regulatory boards, including tracking the regulatory review process for a specific program and viewing board meeting agendas, minutes, and guidance documents. Anyone can view recent regulatory action of the Board by going to <u>www.townhall.virginia.gov</u> (click *Browse Regulations*, look under the Commerce & Trade Secretariat and select the *Common Interest Community Board*). Additionally, during the public comment period, you may provide your comments by clicking the appropriate icon. Furthermore, notices for Board meetings are posted on this website, and minutes from those Board meetings are posted once available. You may register with Town Hall to receive an e-mail notification as the regulations proceed through the regulatory review process, as well as notification of meetings and minutes when posted.

ALL INDUSTRIES



CIC MANAGERS ASSOCIATIONS



TIME-SHARE INDUSTRY

NDUSTRY CIC MANAGEMENT INFO FUND

MANAGEMENT INFO FUND









The following is a list of cases that have been handled through the disciplinary process. The outcome listed is an abbreviated description of the final action taken by the Board. Although every effort is made to ensure that the information is correct, before making any specific decisions based upon this information, you should contact the Board office or review a complete copy of the order at <u>http://www.dpor.virginia.gov/regulantlookup/</u> DisciplinaryActions SearchForm.CFM.

### File Number: Outcome: 2010-04291 CONSENT ORDER Case Name: Alexander Properties, Inc. Count 1: § 55-394.1 *Code of Virginia* (3 Violations) Monetary penalty \$3,000 [\$1,000 per violation] dba Creekside Village Time-Share Count 2: § 55-386 Code of Virginia Registration No. Monetary penalty \$2,000 0515960001 Count 3: § 55-386.A Code of Virginia Monetary Penalty \$2,000 Type: Time-Share Registration Count 4: 18VAC48-40-100 Date Issued: July 9, 2010 Monetary penalty \$2,000 Count 5: § 55-394.1.C Code of Virginia Monetary Penalty \$2,000 Count 6: § 55-376.2 *Code of Virginia* Monetary Penalty \$2,000 Count 8: 18VAC48-40-60 (2 Violations) Monetary Penalty \$4,000 [\$2,000 per violation] The Consent Order also incorporated the following terms as well as a Cease & Desist Order: 1.) compliance with the Cease & Desist Order; 2.) Consent Order shall be docketed as a judgment in Shenandoah County, Virginia Circuit Court; and 3.) Jay M. Fulk, on behalf of Alexander Properties, Inc. make a statement under oath that he has not, to the best of his knowledge, made any untruthful or intentionally misleading statement to the Board or its agents in any proceeding in connection with this matter. (continued on page 13)

12 Common Interests Spring 2011



ALL INDUSTRIES



CONDOMINIUM PROJECTS



ASSOCIATIONS



TIME-SHARE INDUSTRY

CIC MANAGEMENT INFO FUND

OMBUDSMAN











# DISCIPLINARY ACTIONS CONTINUED...

File Number: 2010-00562 Case Name: Shirley D. Sarraga t/a Lakeside Community Management Registration No. 0501000001 Type: CIC Manager Date Issued: June 24, 2010	Outcome: FINAL ORDER Count 1: 18VAC48-50-190.K (4 Violations) Monetary penalty \$1,000 [\$250 per violation] and revocation of license Count 2: 18VAC48-50-190.R (2 Violations) Monetary penalty \$500 [\$250 per violation] Count 3: 18VAC48-50-190.P (2 Violations) Monetary penalty \$500 [\$250 per violation] and license suspension and probation pending completion of specific training courses.
File Number: 2010-03598 Case Name: Kensington Condominium Association, Inc. Registration No.: 0550007308 Type: Association Registration Date Issued: June 22, 2010	Outcome: CONSENT ORDER Count 1: 18VAC48-60-30 Monetary Penalty \$0 Count 2: § 55-79.84.C Code of Virginia Monetary Penalty \$0 The Consent Order also incorporated the following terms: 1.) Kensington Condominium Association agrees to submit an annual report to the Board; and 2.) Kensington Condominium Association must take all steps necessary to perfect liens on all properties with delinquent assessment payments per § 55-79.84.C of the Code of Virginia.
Reference No.: 04-110 Case Name: WHM Corporation & Bridgewater Bay Condominium Registration Number: 04-110 Type: Condominium Registration Date Issued: October 29, 2009	Outcome: TEMPORARY CEASE & DESIST ORDER The Order requested the declarant to cease and desist sales of units in the condominium until: 1.) all unregistered units are registered; 2.) public offering statement is amended; and 3.) an appropriate assessment bond or letter of credit is submitted. *The temporary cease and desist order was subsequently lifted upon compliance.



ALL INDUSTRIES CONDOMINIUM PROJECTS







ASSOCIATIONS



TIME-SHARE INDUSTRY

CIC MANAGEMENT INFO FUND





CIC MANAGERS





# **REGULATORY UPDATE**

The following Board regulatory actions are currently in process (please refer to *The Regulatory Review Process – A Somewhat Brief Update* located on page 7 for more information on the various regulatory review processes).



### **Common Interest Community Manager Regulations**

This action is to develop the regulations for certified supervisory and principal employees in accordance with § 54.1-2346 of the *Code of Virginia* and also includes amendments to the current regulations governing common interest community managers.

- Regulatory Process: Standard
- Current Stage: Proposed
- Current Status: Public Comment period closed on Friday, March 18, 2011. On June 9, 2011, a CIC Board meeting will be held to review and consider public comments. Changes may be made to the proposed regulations based on comments received. Then the final regulations, as adopted, will be submitted for final executive branch review.

Note: The proposed text of the regulations is available at <u>http://</u><u>www.townhall.virginia.gov/L/viewstage.cfm</u> stageid=5596&display=documents.



### **Common Interest Community Ombudsman Regulations**

This action is to implement regulations governing the resolution of written complaints by the association, including submittal of notices of final adverse decisions to the Board, in accordance with § 55-530.E of the *Code of Virginia*.

- Regulatory Process: Standard
- Current Stage: Proposed
- Current Status: Public Comment period closed Friday, March 18, 2011. On June 9, 2011, a CIC Board meeting will be held to review and consider public comments. Changes may be made to the proposed regulations based on comments received. Then the final regulations, as adopted, will be submitted for final executive branch review.

Note: The proposed text of the regulations is available at <u>http://www.townhall.virginia.gov/L/viewstage.cfm?</u> stageid=5362&display=documents.

(Continued on page 15)



# Here Are The Numbers!

### Total Regulant Population a: of March 1, 2011



### Categorized:

Condominium Associations 1,340

Property Owner's Associations 3,367

Cooperative Associations 21

CIC Managers (Provisional) 166

> CIC Managers 29

Time-Share Registrations 94

Condominium Registrations 531

Time-Share Exchange Programs 20

ALL INDUSTRIES





ASSOCIATIONS

TIME-SHARE INDUSTRY









Avoid delays in receiving your certificate or license by making sure your application is complete!



# **REGULATORY UPDATE** CONTINUED ....

(Continued from page 14)



### **Condominium Regulations**

This action is to implement provisions governing the return of bonds and letters of credit conditioned upon the payment of assessments for all units owned by the declarant in accordance with § 55-79.84:1 of the Code of Virginia.

- Regulatory Process: Fast-Track
- Current Status: Public Comment Period completed March 2, 2011
- Provide the second s

*Note:* The proposed text of the regulations is available at <u>http://</u> townhall.virginia.gov/L/viewstage.cfm? stageid=5594&display=documents.

All of the Board's regulations, including specific information regarding the above regulatory actions, can be found on the Virginia Regulatory Town Hall at http://www.townhall.virginia.gov/L/ViewBoard.cfm?BoardID=147. You can also sign up to receive notices as the regulations proceed through the review process on the Town Hall website.



If you do not have access to the Internet, please contact our office for a copy of the above referenced regulations. If you have questions regarding the regulatory process or other Board regulations, you may refer to the Town Hall website or contact the Board office.

> **Common Interest Community Board Department of Professional & Occupational Regulation** 9960 Mayland Drive, Suite 400 Richmond, Virginia 23233 (804) 367-8510 CIC@dpor.virginia.gov

ALL INDUSTRIES



CONDOMINIUM PROJECTS







TIME-SHARE INDUSTRY

CIC MANAGEMENT INFO FUND



OMBUDSMAN





### DPOR EXECUTIVE STAFF

- Gordon N. Dixon Director
- Steven L. Arthur Deputy Director for Administration & Finance
- Mark N. Courtney Deputy Director for Licensing and Registration
- Nick A. Christner Deputy Director for Compliance and Investigations

### **CIC BOARD STAFF**

- Trisha L. Henshaw Executive Director
- Thomas K. Perry Property Registration Administrator
- Jesstina Adelman Program Analyst
- Betty C. Jones Administrative Assistant
- Lisa T. Robinson
  Licensing Specialist
- Raymond C. West Licensing Specialist

### OFFICE OF CIC OMBUDSMAN

Heather S. Gillespie
 Ombudsman

# ATTENTION ALL REGULANTS AND INDUSTRY PROFESSIONALS

The 2011 General Assembly considered several bills affecting the CIC Board and its regulants. In addition to regulatory changes, you need to be aware of legislative changes that may affect you, your community, and your profession. Bills approved by the legislature are currently under consideration by the Governor.

To see all legislation from the 2011 Session, please refer to the Virginia's Legislative Information System at <u>http://lis.virginia.gov/</u>. From this site, you can view all bills from the Session, or narrow your search by subject, those that are awaiting the Governor's signature, and by specific bill numbers. Stay tuned to the next issue of COMMON INTERESTS for an update on specific CIC Board-related legislation.

# **CONTACT US**

Common Interest Community Board Department of Professional & Occupational Regulation Perimeter Center 9960 Mayland Drive Suite 400 Richmond, Virginia 23233 Phone: \$ (804) 367-8510 Fax: \$ (804) 527-4205 Email address: <u>cic@dpor.virginia.gov</u>

Office of the CIC Ombudsman: (804) 367-2941 Email address: <u>CICOmbudsman@dpor.virginia.gov</u>



ALL INDUSTRIES CONDOMINIUM PROJECTS





S ASSOCIATIONS



TIME-SHARE INDUSTRY

CIC MANAGEMENT INFO FUND

