

Disciplinary Actions for NAR Settlement Violations

To uphold the integrity and standards of our profession, it is imperative to establish clear and consistent disciplinary actions for violations of the NAR Settlement. The following proposed disciplinary actions aim to ensure compliance and accountability within our membership.

Proposed Disciplinary Actions:

1. First Violation

- Imposition of a \$250 fine for both the violator and their Managing Broker. In cases where the Managing Broker of record is the violator, then Managing Broker will be issued a \$500 fine.

2. Second Violation

- Imposition of a \$500 fine for both the violator and their responsible broker. In cases where the Managing Broker of record is the violator, then Managing Broker will be issued a \$1,000 fine.
- The offending agent must complete an approved 2-hour in-person Agency Law Continuing Education (CE) class within 60 days of discipline issued.

3. Third Violation

- Imposition of a \$1,000 fine for both the violator and their responsible broker. In cases where the Managing Broker of record is the violator, then Managing Broker will be issued a \$2,000 fine.

- The offending agent and the Managing Broker must complete an approved 2-hour in-person Agency Law Continuing Education (CE) class within 60 days of discipline issued.
- A 30-day suspension from the NEMS MLS for the offending agent.

4. Fourth Violation

- Imposition of a \$2,500 fine for both the violator and their Managing Broker. In cases where the Managing Broker of record is the violator, then Managing Broker will be issued a \$5,000 fine.
- The violator will be terminated from the MLS and referred to the NEMS Board of Directors for board expulsion.

Document Fraud Violation

- Any agent/broker who is found to have altered, forged or manufactured any required document in attempt to avert a complaint will receive additional penalty that is equal to or greater than the proposed violation.

Probationary Period and Punishment Reset

- If a member has no violations within a two-year period, their disciplinary record will be reset, and any future violations will be treated as a first violation. Any violation committed within a two-year period would result in the elevated penalty as detailed above.

These disciplinary actions are designed to enforce compliance with the NAR Settlement, promote education on agency law, and maintain the high standards expected of our members. We recommend the Board of Directors adopt these measures to ensure a fair and effective approach to addressing violations.

