

Eugene REALTORS®
POLICIES AND PROCEDURES
Approved by the Board of Directors 2023
Certified by NAR

SECTION 1 GENERAL	3
Section 1-1 Policy Purpose and Formulation	3
Section 1-2 Logo	3
Section 1-3 Meetings	3
Section 1-4 Communications	3
Section 1-5 Annual Checklist	4
Section 1-6 Executive Officer and the Board of Directors	4
Section 1-7 Computer System Data Recovery Backup Procedures	4
Section 1-8 Privacy Policy	5
Section 1-9 Roster Affiliates	6
SECTION 2 ACCOUNTING	7
Section 2-1 Purpose	7
Section 2-2 Division of Duties	7
Section 2-3 Financial Planning	9
Section 2-4 Banking	10
Section 2-5 Accounts Receivable and Cash Receipts	10
Section 2-6 Cash Disbursements	13
Section 2-7 Bank Reconciliations	15
Section 2-8 Other Reconciliations	15
Section 2-9 Petty Cash Fund	16
Section 2-10 Purchases	17
Section 2-11 Fixed Asset Management	18
Section 2-12 Financial Reporting	19
Section 2-13 Fiscal Policy Statements	19
SECTION 3 RECORD RETENTION POLICY	20
SECTION 4 CONDUCT POLICIES	23
Section 4-1 Code of Conduct	23
Section 4-2 Conflict of Interest	23
Section 4-3 Confidentiality	25
Section 4-4 Whistle Blower	25
Section 4-5 Harassment and Discrimination	26
Section 4-6 Employment Policies and Practices	27
SECTION 5 BOARD OF DIRECTORS	27
Section 5-1 Purpose	27
Section 5-2 Requirements	28
Section 5-3 President	28

Section 5-4 President Elect	30
Section 5-5 Vice President	31
Section 5-6 Immediate Past President	31
Section 5-7 Principal Broker Directors	32
Section 5-8 Broker Directors	32
Section 5-9 Cottage Grove Chapter Director	33
Section 5-10 OR Directors	33
Section 5-11 OR Past Presidents	34
Section 5-12 Advisory Directors	34
Section 5-13 Election Process	35
SECTION 6 COMMITTEES, TASK FORCES, AND WORK GROUPS	36
Section 6-1 General Responsibilities	36
Section 6-2 Task Forces and Work Groups	36
Section 6-3 Distinguished Service Award Task Force	37
Section 6-4 REALTOR® OF THE YEAR AWARD (“ROTY”)	37
Section 6-5 AFFILIATE OF THE YEAR AWARD	38
Section 6-6 Budget and Finance Committee	39
Section 6-7 EngagED Committee	39
Section 6-8 Grievance Committee	41
Section 6-9 Professional Standards	42
Section 6-10 Government Affairs Committee (“GAC”)	43
Section 6-11 REALTOR® Political Action Committee (“RPAC”)	44
Section 6-12 Young Professionals Network (“Eugene REALTORS® YPN” or “YPN”) .	44
Section 6-13 New Member Xperience	46
Section 6-14 Affiliate Committee	47
Section 6-15 Cottage Grove Chapter Committee	48
Section 6-16 Diversity, Equity, and Inclusion (DEI) Committee	48
Section 6-17 Special Events Committee	48
SECTION 7: PROGRAMS AND SERVICE.....	49
Section 7-1 New Member Orientation	49
Section 7-2 Education Classes	50
Section 7- 3 Professional Standards	51
EXHIBIT A: CODE OF CONDUCT	58
EXHIBIT B: Mandated Sick Leave Policy for ER	59
EXHIBIT C: EngagED Committee Handbook	61

**POLICIES and PROCEDURES
for the Eugene REALTORS®,
(hereinafter referred to as “ER”)**

SECTION 1: GENERAL

Section 1-1 Policy Purpose and Formulation

Policy statements serve the purpose of developing guidelines and standards for the internal operations of ER. Policy statements shall be approved by the Board of Directors on a continuing basis as needed and must be re-approved each year by the new Board of Directors. Policy recommendations may be made by staff, committee chairs, or members of the Board of Directors. Approved policy statements from one year shall remain in effect until the first meeting of the Board of Directors the following year.

Section 1-2 Logo

Use of the ER logo shall be permissible to members in good standing provided that it accompanies the member's company logo and shall not be larger in size than the member's company logo. The ER logo may not be used in a way to make the appearance that the member is a designated spokesperson or representative for ER, unless approved prior in writing by the Board of Directors.

Section 1-3 Meetings

1. The Annual Meeting for ER shall be held no less than once each year, the date, place, and hour to be designated by the Board of Directors. (**Article XII, section 1 of the Bylaws**)
2. The installation of Officers shall be held each year at a time and place approved by the Board of Directors, before the first January Board meeting. The new President will preside over the January Board meeting.

Section 1-4 Communications

1. Minutes of the Board of Directors' meetings will be available to the membership upon request following approval of the minutes by the Board of Directors. Communications with members regarding special meetings shall be conducted as per **Article XII, Section 3 of the Bylaws**.

2. Membership Rosters shall be posted on the Association Website and Association App. A spreadsheet of members shall not be provided to members, affiliate members and nonmembers.
3. The Eugene REALTORS® official method of disseminating information to members including, but not limited to, notices of meetings, bylaws changes, etcetera, shall be by electronic or printed material and shall be distributed through electronic means or U.S. Mail.
4. Broadcast email distribution shall be utilized only for ER sponsored events, ER committee events and classes, and classes held by allied organizations (i.e. – NAR councils, such as WCR or CRS, and ER Affiliate members). It shall not be used for classes or events being held by individual real estate offices or non-affiliate firms without prior approval from the Board of Directors.
5. Classes and events being hosted by ER will be posted by ER staff on ER's social media sites, Newsletter, and website.

Section 1-5 Annual Checklist

Annually at the first Board of Directors meeting of each Board year, the following procedures will be performed:

1. The Board of Directors shall affirm existing bank accounts and/or approve any new and necessary bank accounts; affirm existing designated reserve funds; and approve increases or reductions to the designated reserve funds.
2. The current governing documents, which will be distributed to the incoming Board members for review at their Board Training, shall be reaffirmed or revised.
3. As required, new signature cards and corporate resolutions will be signed and updated for all bank accounts. The January minutes will reflect the new authorized signers and banking institutions. The adoption of all Corp. Resolutions will be made by the Board.
4. All financial institutions should be notified of any changes to the authorized signers of the accounts within ten (10) business days following the meeting.

Section 1-6 Executive Officer and the Board of Directors

The Executive Officer will report the status, progress, and implementation of a passed motion to the ER President prior to the next Board of Director's meeting.

Section 1-7 Computer System Data Recovery Backup Procedures

1. A minimum back-up, configured via a contract between Partnered Solutions IT and ER, will allow for file restoration in the event of major data loss. The following must be maintained as a baseline minimum.
 - a. Financial Data. (QuickBooks Database)
 - b. Membership Data. (Member applications are stored on the F Drive as PDF files)
 - c. Staff Files and E-mail Archives. (Local Workstation User Documents and PST Archive)
 - d. Synology Network Attached Storage (NAS) device mapped via the F partition to local workstations.
2. Offsite backups will be maintained offsite through membership to CrashPlan, featuring full data encryption and redundancy through their server infrastructure.
3. Onsite backups will be maintained through automated processes via Synology NAS. This device is securely stored within the network closet and will be periodically checked for reliability.
4. A comprehensive disaster recovery plan will be drafted by ER and approved annually by the Board of Directors. This documentation will provide a standard procedure for recovery in the event of data loss.
 - a. This documentation will be stored on the NAS and offsite backups.
 - b. Passwords will be securely stored by ER staff, both digitally and physically, in all contingency events.

Section 1-8 Privacy Policy

1. ER maintains the following Privacy Policy for mailing lists, websites controlled and/or owned by ER, email distribution lists, and all other forms of advertising or communications utilizing membership records and information.
2. ER gathers the following types of information needed to process transactions, fulfill requests, and
 - a. Maintain membership records:
 - b. Contact information provided by the member (for example - personal and business addresses, phone and fax numbers, firm affiliation and titles).
 - c. Tracking information which automatically recognized by the web server each time an ER site is visited, or the member has communicated with ER via email (for example - domain name, email address, and pages visited); and
 - d. Information volunteered via applications or surveys (for example - education, designations, specialties, affiliations with other real estate organizations and general demographic data).
3. This information is used to:

- a. Improve and customize the content and layout of websites and other communication tools.
 - b. Notify members of updates, relevant products and services, and upcoming events and programs.
 - c. Compile specialty directories.
 - d. Track usage of websites and specific services.
 - e. Assist the national and state REALTOR® associations and affiliated Institutes, Societies and Councils in membership tracking and for their use for purposes similar to those listed above.
4. ER does not share, sell, or trade email address lists. ER may use an email address to send member related information. ER will make available, through the membership roster on its public website and Mobile App, access to members' email addresses.
 5. Forms of contact information other than email address may be listed on the membership rosters available on ER's public website. ER will not share, sell, or otherwise provide this contact information about its members to any third party, except for:
 - a. The National or State REALTOR® Associations and affiliated Institutes, Societies, and Councils.
 - b. When required by law or valid legal process, or to protect the personal safety of its members or the public.
 6. Credit information that members and credit authorizers provide when payments are made by credit card, debit card, or electronic check for products, dues, or other services will only be used to process the transactions requested. This information will be provided to and maintained by reputable credit reporting databases, but will never be sold, shared or provided to other third parties. ER's payment processing vendors are responsible for providing security for all payment processing through their terminals.
 7. ER allows its members the option of opting-out of receiving online routine notifications regarding services, products, and programs by removing the member's email address from the system. They will remain on Mobile One and-Growth Zone, Association Management System (AMS) email system to receive annual dues billing and for voting purposes, as required by ER Bylaws.
 8. A member may edit their personal contact information through Growth Zone, the Association Management System (AMS) or by contacting the ER office.

Section 1-9 Roster Affiliates

DEFINITION: A Roster Affiliate is an individual, other than the primary contact person, employed by a current Affiliate member Firm, whose business would benefit from being made known to the REALTOR® members of ER and who wants to be listed on the membership roster.

1. A Roster Affiliate is considered to be an Affiliate member of ER, but is NOT a member of the state or national association and not included in the official membership count.
2. A Roster Affiliate does NOT have the right to serve on the Board of Directors but can serve on ER Committees where the Committee structure is not set by policy.
3. An employee of an Affiliate member firm who wishes to serve on an ER Committee must be listed as a Roster Affiliate with ER.
4. Dues and/or fees for Roster Affiliates shall be as determined by the Board of Directors annually.

SECTION 2: ACCOUNTING

Section 2-1 Purpose

The purpose of this section is to document the internal accounting procedures for ER to ensure that assets are safeguarded, that financial statements are in conformity with generally accepted accounting principles, and that finances are managed with responsible stewardship. All personnel with a role in the management of ER's fiscal operations are expected to uphold the policies in this manual. It is the intention of ER that these accounting policies and procedures serve as our commitment to proper, accurate financial management and reporting.

Section 2-2 Division of Duties

The following is an overview of the responsibilities within the accounting department and who is responsible for said duties. This list should not be considered comprehensive.

Executive Officer:

1. Approve invoices and reimbursement requests excluding those reimbursements payable to the Executive Officer and the invoice for the Executive Officer's company credit card, which must be approved by the President and be paid by the Executive Assistant.
2. Review and approve annual budget proposal for presentation to the Budget Committee.
3. Review all invoices and attachments with checks being presented for signature.
4. Review reconciled bank statements.
5. Review deposits.
6. Take deposits to the bank.
7. Review the monthly variance report prior to dissemination to the Board of Directors.
8. In cooperation with the Executive Assistant, perform a quarterly review of the petty cash fund.
9. Review and approve all governmental agency filings (i.e. – tax returns, political action committee ("PAC") reports, etc.).

Executive Assistant:

1. Review, prepare and present invoices for reimbursement requests to the Executive Officer for payment. Reimbursements payable to the Executive Assistant and or Executive Officer must be reviewed and approved with a signature of the Board President, Pres. Elect or Past President as authorized signers on the account.
2. Obtain input from Executive Officer, for preparation of the annual budget in QuickBooks.
3. Prepare monthly financial reports for the Board of Directors meeting, in cooperation with the Executive Officer, CPA, and Board President, prepare a variance report.
4. Verify all reimbursement requests against receipts provided.
5. In the absence of the Executive Officer, review deposits and take to the bank.
6. In cooperation with the Executive Officer, perform a quarterly review of the petty cash fund.
7. Have the Executive Officer review and approve reports prepared for issuing dues transmittal checks to the Oregon REALTORS® (“OR”) and the National Association of REALTORS® (“NAR”).

Executive Assistant and or Bookkeeper:

1. Receive bank statements and reconcile.
2. Process all accounts receivables and accounts payables.
3. Process cash receipts and prepare bank deposits.
4. Maintain and reconcile the general ledger monthly.
5. Manage the petty cash fund.
6. Reconcile credit card deposits and service charges.
7. Prepare checks for accounts payable payments and reimbursements.
8. Maintain required RPAC records and prepare weekly filings for Executive Officer’s review and approval.
9. Process checks for the state and national portions of the RPAC contributions and forward to OR with necessary paperwork within timeframe requirements.
10. Prepare reports and, upon approval of the reports, process checks for dues transmittals to OR and NAR for both annual dues payments and new member payments received throughout the year.

Budget Committee:

1. Review financial reports on a quarterly basis.
2. Review and approve annual budget proposal for presentation to the Board of Directors.

President:

1. Review all invoices and attachments with checks being presented for signature over \$750.
2. Review the monthly variance report prior to dissemination to the Board of Directors.
3. Review reconciled bank statements and other monthly financial reports with the Executive Officer.
4. Review and approve credit card statements and reimbursements for Executive Officer and Executive Assistant.

President Elect:

1. Review invoices and attachments with checks being presented for signature over \$750. In the absence of the President.

2. In the absence of the President, review the monthly variance report prior to dissemination to the Board of Directors.
3. Review monthly financial reports with the Executive Officer, in the absence of the President.

Immediate Past President:

1. Review invoices and attachments with checks being presented for signature over \$750.in the absence of the President and President Elect.

Board of Directors:

1. Review and approve annual budget proposal for the following year no later than the November Board meeting.
2. Review and approve all contracts for goods and services that occur within the fiscal year that are in excess of the approved budget or which exceed \$5,000.00.
3. Prepare expense report for mileage reimbursement and submit to Executive Officer for payment, when travel outside of the area for meetings that ER has agreed to pay through the budget.

Section 2-3 Financial Planning

RESERVES:

1. A restricted operating reserve shall be established to be used in case of an excessive drop in membership. The target balance for the reserve shall be an amount not less than 6 months average operating expenses. The annual adjustment to the reserve shall be made to/from the retained earnings ledger item in February of each calendar year, as recommended and determined by the budget committee and approved by the Board of Directors.
2. Additional reserves shall be as established by the Board of Directors.

BUDGET:

1. The Board of Directors shall approve the upcoming year's budget no later than the November meeting of each year.
2. Board of Directors approval is required prior to exceeding previously approved budgeted amounts for non-standard operating expenses.
3. Any non-recurring un-budgeted expenditure over \$2,500.00 shall require separate Board of Directors approval.
4. The President and President Elect shall be funded to attend OR conferences, the NAR Mid-Year Legislative meetings, and the NAR REALTOR® Convention. President Elect will be funded to attend the NAR and OR Leadership Trainings. All OR Directors and Alternates shall be reimbursed for mileage to attend all OR Board of Directors meetings, unless otherwise reimbursed by OR or NAR. Amounts for each of the aforementioned events and attendees shall be as approved in the annual budget. Other industry pertinent events and appropriate attendees shall be as approved in the annual budget.

5. NAR Directors, who are ER members, shall receive reimbursement for OR Board meetings at the same calculation as a State Director, as set in the annual budget, unless otherwise reimbursed by OR or NAR.

Section 2-4 Banking

1. **All monies received** by the Association for any purpose shall be deposited to the credit of the Association in a financial institution or institutions selected by resolution of the Board of Directors.
2. **Authorized signatories** on all ER accounts shall be the following:
 - a. Executive Officer
 - b. Current President
 - c. President-Elect
 - d. Immediate Past President
3. **Two wet signatures** shall be required on all checks written on ER accounts over \$750. Signatories may not sign checks made out to them.
4. **EFT's (Electronic Funds Transfer)** accounts shall be approved annually by the President and the Executive Officer. All new EFT accounts must be approved by the President and Executive Officer.

Section 2-5 Accounts Receivable and Cash Receipts

1. Executive Assistant receives all cash receipts. Deposits are prepared on at least a weekly basis. Deposits are posted to the accounting program. The deposit will be reviewed by the Executive Officer then taken to the bank by the Executive Officer or Executive Assistant as described in policy. All undeposited funds shall be kept locked up until such time as they are taken to the bank.
2. Funds received from credit or debit card charges will be deposited directly to the general checking account by the merchant processor as approved by the Executive Officer. The Executive Assistant is responsible for verifying the processing of payments made on credit or debit cards and processing batches on at least a weekly basis. The merchant account statement and charges will be reconciled by the Executive Assistant and reviewed by the Executive Officer.
3. **MEMBERSHIP DUES:**
 - a. Annual Dues are due January 1st and will be considered delinquent if not paid by January 31st (Unless the 31st falls on a weekend day, then the last day to pay without a late charge is the next business day). A late charge of \$25 will be added to all past due accounts each month that they are delinquent. All past due accounts will be inactivated

by April 1st and reported to RMLS for noncompliance of membership. A reactivation fee of \$75 will be charged for reactivation of membership.

- b. Designated REALTORS® shall be charged non-member licensee dues for any licensees affiliated with their office who chooses to not be a REALTOR® member of any Board or Association. Dues will be in an amount equal to annual dues for one-member (including OR & NAR) times the number of unpaid licensees. These charges do not count as the licensee's annual dues should they later choose to become a member.
- c. Any notification of non-member licensee dues payable shall be sent at least five (5) calendar days in advance of the effective date.

4. REINSTATED MEMBERS:

Members can be reinstated if less than one (1) year, if:

- 1) Terminate
- 2) Voluntary

Membership may be "reinstated" following an "inactive" or "terminated" status provided that it has been less than one (1) year since the change of status occurred, except as noted in part i below, if more than one (1) year, they will be considered a "new member" and will be subject to the fees and orientation requirements as set forth in these Policies and Procedures.

- a. If the member's termination was automatic due to non-payment of dues, fees, fines, or other assessments as outlined in **Article X, Section 4** of the ER Bylaws, the reinstated member is not required to take Orientation, but fees are the full year's dues (ER, OR, & NAR), a seventy-five-dollar (\$75.00) reinstatement fee, and if applicable, OR's fifty dollar (\$50.00) reinstatement fee.
- b. If the member's change of status was voluntary by the licensee for a reason other than noted in part i above and the change of status occurred less than one (1) year prior, the reinstating member is not required to take Orientation, but fees are a seventy-five-dollar (\$75.00) reinstatement fee and the prorated dues for the remainder of the year.
- c. All reinstated Members must have completed the required NAR Code of Ethics Course within the cycle in which the change of status first occurred. Those reinstating who have not completed the requirement will have ten (10) days from the date of reinstatement to complete the training. Said training will be counted for the prior cycle only.

"Inactive" is defined as those members whose status changed voluntarily (i.e. – relocated, retired, chose to not renew, etc.) and "terminated" is defined as those members whose status changed involuntarily (i.e. nonpayment of money owed, action from the Board of Directors, etc.).

5. SUSPENSION OF DUES:

ER will credit the annual ER dues for REALTOR® or REALTOR® spouse who are called to active duty in the National Guard or Ready Reserve through the period of service. Prior to the

date of active duty, the REALTOR® will provide proof of activation (letter, orders, etc.) and the date the suspension will take effect.

Credit will apply to next dues owed by the REALTOR® after reactivation (or end of active service in the case of a spouse). Reactivation of REALTOR® membership must be within 30 days of end of military activation period. All fees associated with reactivation of membership will be waived.

6. EDUCATION FEES:

ER will provide education classes to ER members for no charge, unless directed otherwise by the Board of Directors. A fee may be charged for non-members to attend ER classes. A “non-member” is a member of another REALTOR® board/association other than the Eugene REALTORS® or a non-REALTOR® Oregon Real Estate Licensee. Notwithstanding, the President of the Eugene REALTORS® has the exclusive authority to invite a guest(s) to an education class at no charge to the guest(s).

7. REFUNDS:

- a. Refund requests for annual dues will not be granted (except as noted in the ER Bylaws, **Article V, Section 3(b - 2)**).
- b. The Association will not refund any fees for any Association function after the Association has confirmed space where reservations are made.
- c. All other refund requests will not be granted except as approved by the Board of Directors.

8. NON-HONORED CHECKS AND CHARGEBACKS:

- a. Checks and credit/debit card charges not honored by the financial institution shall incur a service fee of no less than twenty-five dollars (\$25.00).
- b. Upon receipt of a non-honored check or chargeback on a credit or debit card, the Executive Assistant or Bookkeeper, shall attempt to contact the member by telephone, followed immediately by written notification, to inform them of the deficiency and that their Designated REALTOR® will be notified if the deficiency is not corrected. Payment in the amount of the non-honored check plus an NSF fee must be delivered to the ER office within forty-eight (48) hours (excluding weekends and holidays). Payment must be made by cashier’s check, bank money order, or in cash.
- c. If the non-honored check or chargeback on a credit or debit card has not been corrected within forty-eight (48) hours (excluding weekends and holidays), a letter shall be sent to the Designated REALTOR® notifying them that their member may be subject to additional penalties under **Article X, Section 4**, of the Bylaws of the Association.
- d. If the non-honored check or chargeback on a credit or debit card is for annual membership dues or new member application fees, at the end of the forty-eight (48) hour redemption period the Designated REALTOR® for the member could be subject to non-member licensee charges per **Article X, Section 3(a)** of the ER Bylaws.

9. LATE FEES:

- a. Non-member licensee dues are due within thirty (30) days of date of invoice. A late fee of fifty dollars (\$50.00) will be added to past due balances of non-member licensee dues.
- b. All other fees and charges are due by the first business day of the month. A late fee of (\$25.00) will be added to all past due balances that are more than 30 days past due. If the account remains past due for more than 30 days, an additional late fee of Twenty-Five dollars (\$25.00) will be added for each additional 30 days (or portion thereof) that the account is past due.
- c. Any past due balance may cause the member to be subject to suspension and/or termination per the ER Bylaws, **Article X, Section 4.**
- d. Uncollectable accounts receivable write-offs shall be written off after one hundred twenty (120) days. Write-offs shall be approved by the Executive Officer and reviewed by the President prior to making the journal entry.
- e. Following the end of each fiscal year, the Executive Assistant will run reports for all utilities in the membership program that close out the accounting records.

Section 2-6 Cash Disbursements

1. Incoming invoices and reimbursement requests will be given to the Executive Assistant or the Executive Officer in the Executive Assistant's absence, for approval. Reimbursement to the Executive Officer or the Executive Assistant to be approved by the President.
2. Invoices for products or services ordered will not be paid until the product is received or service is completed, and reimbursement requests will be double checked for receipts. Product orders, whether inventory or general supplies, shall be received and verified against the original order by a staff member other than the one who placed the order.
3. The Executive Assistant will prepare checks for signatures as needed or when it is known that a signer will be present. The checks should be attached to the invoice, and other supporting documentation, being paid and submitted for signatures.
4. When the President, President Elect, Immediate Past President, and/or Executive Officer signs each check, they shall double check the documentation attached.
5. All checks will be mailed as soon as feasible after signatures are obtained.
6. The check stub, or evidence of online payment will be attached to the supporting documentation and filed in appropriate vendor files.

7. The paid invoice files will be utilized to respond to any discrepancies which arise with vendors or other payees.
8. Once monthly, the Executive Assistant will review the A/P aging report and the checks that have been paid to determine if there are any outstanding invoices which have not yet been paid or standard monthly expenses for which an invoice was not received. If there are any, the Executive Assistant will advise the Executive Officer who will investigate the nonpayment of these invoices and expenses and verify with the vendor that the account is in good standing.
9. All OR and NAR Dues (renewal and or new member dues) shall be sent monthly to OR and NAR.
10. **REIMBURSEMENTS:**
 - a. All budgeted ER travel expenses are to be reimbursed following receipt of reasonable proof of expenses paid out and in accordance with the travel allocations as established per the approved annual budget and following either a verbal or written report to the Board of Directors. Requests for reimbursement must be submitted within forty-five (45) days of the conclusion of the trip or event. Reimbursement will be issued for the actual expenses incurred by the traveler up to the approved budget amount.
 - b. Members and/or Staff will not receive reimbursement for travel from ER if they are being reimbursed for the same travel by another organization.
 - c. No reimbursement for travel expenses incurred outside of one day prior to and one day following event will be authorized without prior Board approval.
 - d. Mileage will be reimbursed at the suggested Federal Rate.
 - e. Receipts submitted for meals need to show the detail of what was ordered, who was in attendance and purpose, along with the total paid (including tip).
 - f. In the event of failure to attend a meeting to which funds have been advanced, reimbursement back to ER must be made within thirty (30) days.
 - g. For budgeting purposes, reimbursements for travel will be entered into the accounting system as a bill on the date of the event even if the reimbursement is being issued prior to the event. i. For general reimbursement requests from staff members, receipts shall be compiled and submitted with an expense report on a monthly basis.
 - h. Both the individual reviewing and approving the reimbursement request and the Bookkeeper prior to preparing the reimbursement check, will double check all reimbursement requests against receipts provided.

Section 2-7 Bank Reconciliations

1. Bank statements are to be reconciled by the Executive Assistant or Designated Bookkeeper using the accounting software. All accounts should be reconciled no later than seven (7) days after receipt of the monthly bank statements. In the event it is not possible to reconcile the bank statements in this period of time the Executive Officer and President shall be notified of the date they will be reconciled.
2. When reconciling the bank accounts, the following items should be included in the procedures:
 - a. A comparison of dates and amounts of daily deposits as shown on the bank statements with the account register.
 - b. A comparison of inter-organization bank transfers to be certain that both sides of the transactions have been recorded on the books.
 - c. A comparison of canceled checks with the account register as to check number, payee and amount.
 - d. An examination of canceled checks for authorized signatures, irregular endorsements, and alterations. (Electronically)
 - e. A review and proper defacement of voided checks.
 - f. Investigation and possible write off checks which have been outstanding for more than three months. Checks still outstanding after nine months will be automatically written off.
3. Completed bank reconciliations will be reviewed first by the Executive Officer, then by the President and initialed and dated by each reviewer.

Section 2-8 Other Reconciliations

1. Each month the Executive Assistant, Executive Officer, and CPA, should review the balance sheet accounts as of the last day of the prior month such as the cash accounts, accounts receivable, accounts payable and deferred revenue in comparison with the bank reconciliations, schedules of accounts receivable and deferred revenue and the aging of accounts payable to support the balances shown on the balance sheet.
2. **Assets** - These accounts will include cash, petty cash, prepaids, property, equipment and fixtures, security deposits, and intangible assets.
 - a. **Cash** - The balances in cash accounts should agree with the balances shown on the bank reconciliations for each month.
 - b. **Petty Cash** - The balance in this account should always equal the maximum amount of all petty cash funds. The current amount equals \$100.00. (Cash and receipts)

- c. **Prepays** - The amounts in these accounts should equal advance payments paid to vendors at the end of the accounting period.
 - d. **Property, Equipment & Fixtures** - The amounts in this account should equal the totals generated from the audited depreciation schedules. When additional purchases are made during the year, the balances in the accounts may be updated accordingly.
 - e. **Inventory** – The balance in this account should equal the amount calculated on the monthly physical count done for any goods held for sale.
 - f. **Reserve Funds** – The balance in these accounts should be adjusted for monies expended and/or received during the course of the month.
3. **Liabilities** - These accounts are described as accounts payable, loans and mortgages payable, and amounts due to others.
- a. **Accounts Payable** - The balance in this account should equal amounts owed to vendors at the end of the accounting period and the aging report.
 - b. **Due to Others** - If there are any amounts owed to others at the end of the period they should be recorded, and the correct balance maintained in the general ledger accounts.
4. **Income/Expenses** - These accounts are described as income from Members, contributions, publications, and other expense line items such as consulting fees, etc.
- a. **Income** - The amounts charged to the various cash accounts should be reconciled with funding requests, funders report, draw down schedules, etc.
 - b. **Consulting** - The amounts charged should be reconciled to the contracts.

Section 2-9 Petty Cash Fund

1. The petty cash fund shall not exceed \$100.00.
2. The Executive Assistant is the custodian of the petty cash fund.
3. When the Petty Cash funds need to be replenished the Executive Assistant shall notify the Executive Officer and total out the expenses made and identify those expenses by general ledger account number. The check issued to bring the funds back up to \$100.00 should break down the various expense accounts being charged, and the amount charged to each.
4. The recipient of petty cash funds must return a receipt for funds utilized along with any unutilized funds. All receipts should remain in the locked petty cash box until it is time to replenish the fund.

5. The petty cash box is to be secured at all times when not disbursing or replenishing the fund. At closing the petty cash box is to be kept in a locked in file cabinet in the Admin. office.
6. At least once quarterly, the Executive Officer shall conduct a “surprise” review of the fund. When this is done, they should count, with another staff person in attendance, the total monies on hand and the total amount of receipts in the petty cash box. The two amounts should equal exactly \$100.00. Any discrepancies should be discussed and resolved immediately and then a secondary count shall be performed by the Executive Officer.
7. It is a policy of ER not to cash checks of any kind through the petty cash fund.

Section 2-10 Purchases

1. When the normal cash disbursement procedure of invoice, etc., is not appropriate, a check request with explanatory information (approved by the Board of Directors, deposit on future purchase/service, etc.) should be completed and approved.
2. Approved check requests should be sent to the Executive Assistant for payment.
3. Only the Executive Officer and President carry personalized corporate credit cards. The purchase of airline tickets and other authorized business expenditures may be made by other employees or board members using the corporate credit card, provided it has been authorized by the Executive Officer. In every case of credit card usage, the individual charging an ER account will be held personally responsible in the event that the charge is deemed personal or unauthorized.
4. Authorized uses of the credit card include but are not limited to:
 - a. Airline tickets and/or other transportation costs for properly authorized business trips.
 - b. Lodging and meal charges that do not exceed the authorized reimbursement rate for persons traveling on official ER business.
 - c. Properly authorized expenditures for which a credit card is the only allowed method of payment (such as purchasing supplies via the internet).
 - d. Properly authorized entertainment at a rate which is consistent with the employee’s level of responsibility within, or on behalf of, ER and within the limits of the approved budget.
5. Unauthorized use of the credit card includes
 - a. Personal or non-business expenditures of any kind.
 - b. Expenditures which have not been properly authorized.
 - c. Meals, entertainment, gifts or other expenditures which are prohibited by:
 - i. ER budget and/or policies.
 - ii. Federal, state, or local laws or regulations.

6. Every instance of credit card or other purchase use must be documented with travel authorizations, receipts, individuals paid, nature of business, etc. before the expense will be considered authorized and approved.
 - a. Lodging - provide an itemized receipt from the hotel detailing every charge and the name of the person(s) for whom lodging was provided.
 - b. Meals/Entertainment - Provide a receipt showing separately the cost for food, beverage and gratuities and including the names of every person for whom food or beverage was provided and the specific business purpose which was furthered by the expenditure. For example, "Luncheon Meeting with John Smith and Jane Doe to finalize the speakers and program for the Broker Forum."
 - c. Other Expenditures - A receipt from the vendor detailing every individual good or service purchased (including class of service for commercial transportation) accompanied by an explanation of the specific business purpose which was furthered by each expenditure.
7. When entering the credit card statement into the accounting system for payment, the Executive Assistant shall list the vendor and item purchased or purpose, if known.

8. CAPITAL EXPENDITURES:

For all major expenditures (over \$2,000.00) in which a service will be performed, i.e. – painting the building, three bids must be obtained before a purchasing decision is made. (Except in the case of an emergency the EO will contact the President for approval. For major expenditures (over \$2,000.00) of products such as computer equipment, furniture, etc., due diligence must be made to obtain the most reasonable price possible. Documentation of bids or pricing research must be kept for a period of twelve (12) months after service is completed or product is obtained. The bid or price quote from the company or individual used should be given to the Executive Assistant to be attached to the check stub and kept in the vendor files.

Section 2-11 Fixed Asset Management

1. Fixed asset transactions shall be recorded by the Executive Officer.
2. A permanent property log or database is to be maintained by the Executive Assistant for all fixed assets purchased by ER. This log shall be reviewed on at least an annual basis by the Executive Officer.
3. The log should contain the following information:
 - a. year purchased
 - b. description of item purchased
 - c. cost or fair market value
 - d. donor or funding source, if applicable
 - e. identification/serial number (if appropriate)
 - f. depreciation period

4. In conjunction with filing the ER personal property tax return, if any, ER staff shall perform a physical inspection and inventory of all ER fixed assets. These inventories shall be reconciled to the log. Any changes shall be noted both on the tax return and provided to the accountant to update the depreciation schedule. Any changes to the log that cannot be accounted for with documentation shall be investigated by the Executive Officer.
5. Staff will document, in writing, any material changes in the status of property and equipment. This should include changes in location, purchase of, sale of, scrapping of and/or obsolescence of items and any purchase or sale of real estate.
6. All capital items which have a cost greater than \$500.00 will be capitalized and depreciated, unless otherwise recommended by the CPA.

Section 2-12 Financial Reporting

1. The Executive Officer shall prepare a set of quarterly financial reports for review by the Budget Committee. The reports shall include: a balance sheet, an income and expense statement, a cash flow statement, the bank reconciliations, and a general ledger.
2. The Executive Assistant, after review and approval by the Executive Officer, shall prepare a set of monthly financial reports for the Board of Directors. The reports shall include: a budget-to-actual income and expense statement with a year-to-date compilation, a year-over-year comparison, variance report, and a cash on hand report.
3. A certified public accountant(s) of the Board of Directors choosing will prepare a review report at fiscal year-end, and the income tax return (or equivalent Form 990). These reports will be distributed to the Board of Directors at the meeting following receipt of the reports from the CPA.
4. A full audit of the books or any other special procedure may be ordered at any time at the discretion of the Board of Directors. Unless determined otherwise by the Board of Directors, a full audit will be done when a change of personnel occurs in the Executive Officer position. A Full Audit shall be conducted no less than every Five (5) years.

Section 2-13 Fiscal Policy Statements

1. All cash accounts owned by ER will be held in financial institutions which are federally insured and have received a favorable CRA (Community Reinvestment Act) rating.
2. All capital expenditures which exceed \$500.00 will be capitalized on the books and records and depreciated per the depreciation schedule maintained by the CPA.
3. Personal checks will not be cashed through the petty cash fund.

4. No travel cash advances will be made except under special conditions and where pre-approved by the Board of Directors. Reimbursements will be paid upon full expense reporting using the official form within the normal disbursement schedule.
5. Any donated item whose value exceeds \$50.00 will be recorded in the books and records.
6. It is the policy of ER to reimburse out of pocket expenses only when supporting documentation has been presented for approved costs incurred.
7. It is the policy of ER to maintain a minimum of six months average monthly operating expenses (reserves) between its operating and savings bank accounts at all times. In the event that balances fall below that amount the President and Budget Committee should be notified immediately.
8. All funds received by ER for a specific project will be segregated into separate project accounts in the general ledger to avoid any possibility of commingling project monies with general operating funds. A full computerized ledger accounting system will be maintained.
9. Bank statements will be reconciled monthly to account for any outstanding or lost checks.
10. Expense reports will be maintained which will disclose the nature of expenses, and the dates incurred.
11. Files will be maintained for bank accounts and vendors. Files will be kept separately for each fiscal year.
12. The services of a Certified Public Accountant will be engaged to prepare a fiscal year-end review report, tax returns, and an annual internal controls special review.
13. No interest will be paid on any deposits held by ER for members or tenants.
14. It is the policy of ER that blank checks will not be presented for signature and checks made payable to "cash" will only be for replenishing the petty cash fund.

SECTION 3: RECORD RETENTION POLICY

ER retains corporate records per the schedule below. Records will be maintained either hard copy or electronic format. The hard copy records will be stored at the ER office and digital records shall be kept on the "f" drive at the ER office and at the approved off-site backup location(s). For non-permanent records, hard copies will be shredded at the conclusion of the required time period and digital copies will be deleted from the main server and all back-up servers.

Accounting & Tax Records

Accountant & Taxes

- Audit Reports - Permanent
- Annual Review - Permanent
- Depreciation Schedule - Permanent
- Income Tax Returns – Federal Permanent
- Income Tax Returns – State Permanent

Income

- Accounts Receivable - 7 years
- Cash Receipts & Deposit Records - 7 years
- Deposit Slips - 7 years
- Sales Records - 7 years

Expenses

- Accounts Payable - 7 years
- Check Stubs (routine matters) - 7 years
- Check Stubs (special – loan repayments, property purchases, etc.) - Permanent
- Employee Expense Reports - 7 years
- Fixed Asset Acquisition Invoices - 7 years (after disposal)
- Insurance Policies - 3 years (after expiration)
- Purchase Invoices - 7 years

Financial Statements

- Annual & Monthly Financial Statements (in-house) - 7 years
- Bank Statements & Reconciliations - 7 years
- Budgets - 2 years
- Deeds and Closing Papers - Permanent
- General Ledgers - Permanent
- Inventory Counts - 7 years
- Investments - 7 years (after disposal)
- Mortgages, Loans, and Leases - 7 years (after pay-off)

Corporate Records

- Articles of Incorporation and Amendments - Permanent
- Board of Directors Meeting Minutes - Permanent
- Bylaws and Amendments - Permanent
- Copyrights, Patents, Trademarks, etc. - Permanent
- Corporate Filings - Permanent
- Policies and Procedures - Permanent
- Property Damage Records - 7 years
- Property Records (appraisals, blueprints, deeds, easements, etc.) - Permanent
- Rules and Regulations - Permanent

- Service Mark License Agreements - Permanent
- Territorial Jurisdiction - Permanent

Insurance Records

- Accident Reports - 6 years (after settled)
- Claims - 10 years (after settled)
- Fire Inspection Reports - 6 years (after settled)
- Disability Records - 8 years
- Policies - 3 years (after expiration)
- Safety Reports - 8 years

Legal Documents

- Contracts - 7 years (after expired)
- Licenses - 1 year (after expired)
- Lease Agreements – Permanent

Membership Records

- Member Files for Members in good standing - 2 years (after termination)
- Member Files for Members with outstanding obligations - 7 years (after termination)
- REALTOR® agreement - (until superseded)

Professional Standards

- Case File - 1 year (after completion of all sanctions/payment of award)
- Result of Hearing Log - 3 years

Employment

- Records in the Employee Personnel File – 4 years after termination
- Recruitment/Hiring Records – 1 year
- Interview Notes – 1 year
- I-9 forms – 3 years after the date of hire or 1 year after termination, whichever is later
- Medical Records – Depending on whether the document relates to FMLA or HIPAA, 3 years
- W-4 Forms – 4 years
- Equal Pay – Any record relied upon to justify wage differentials between men and women — 2 years
- Records under Title VII – 1 year
- Payroll and Tax Records – Documents that include basic employee data like name, address, SSN, wage rate, number of hours worked daily or weekly deductions, allowances claimed and net wages – 4 years
- OSHA Logs – 5 years
- COBRA – 6 years
- Employee Benefit Plans – 6 years following the termination of the plan
- Form 5500 and related correspondence – including all attached schedules, audited financial statements, and accountant opinions, as applicable – 6 years
- Terminated/Separated Employees Personnel Records – 1 year

SECTION 4: CONDUCT POLICIES

Section 4-1 Code of Conduct

ER maintains a Code of Conduct for Officers, Directors, Committee Chairs, and Staff. The purpose of this Code is to protect the interests of the Eugene REALTORS® and/or its subsidiaries (collectively, the “Organization”) from harmful conduct by a Volunteer (Officer, Director, or committee member as defined in Section 4-2). This Code is intended to supplement, but not replace, any applicable state or federal law applicable to non-profit and tax-exempt organizations.

Officers, Directors, Committee Chairs, and Staff will sign a confirmation that they have read and will comply with the Code annually before being allowed to participate in their position.

*The Eugene REALTOR® Code of Conduct is attached as Exhibit “A”.

Section 4-2 Conflict of Interest

1. **PURPOSE:** The purpose of this Conflict of Interest Policy is to protect the interests of the Organization in connection with any transaction or arrangement that might benefit the private interests of any volunteer. For the purposes of these policies, a “volunteer” is defined as an Officer, Director or committee member (includes standing committees, work groups and task forces), but does not include Board CPA or Attorney when rendering services at the request of the President & Executive Officer.
2. **DUTIES:** Every volunteer must act with loyalty to the Organization, meaning that no volunteer may use their position to personally benefit, financially or otherwise. No volunteer may personally take:
 - a. advantage of a business opportunity that is offered to the Organization unless the Board of Directors first determines (after full disclosure and an informed evaluation) not to pursue that opportunity.
 - b. A volunteer should avoid both actual conflicts and potential conflicts of interest. Every volunteer shall:
 - i. Disclose all actual and potential conflicts as set out below in part 3; and
 - ii. Excuse themselves from voting on any matter in which they have a potential or actual conflict of interest, and upon determination by the Chair of the body before whom the matter is pending, may be excused when any such vote is taken.
3. **CONFLICTS:**
 - a. A volunteer has or may have a conflict of interest under this Policy if, with respect to a transaction or arrangement pending before the Organization, they, individually or as a shareholder or member of a corporation, partnership, limited liability company or similar association, or any of their family members:

- i. Receives or reasonably stands to receive compensation or some other financial benefit, as a direct or indirect result of the transaction or arrangement;
- ii. Has or anticipates having a compensation arrangement with any entity or individual that either: (a) sells goods or services to, or purchases services from the Organization; or (b) competes with the Organization in the provision of goods or services to its membership;
- iii. Has or anticipates having any ownership interest, investment interest or serves or anticipates serving as a director, officer or employee of any entity that either: (a) sells goods or services to or purchases services from the Organization; or (b) competes with the Organization in the provision of goods or services to its membership; or
- iv. Has accepted any gift, entertainment or other favor where such acceptance could reasonably create the appearance of influence on the volunteer (other than gifts of nominal value, which are clearly tokens of respect or appreciation and are unrelated to any business or financial transaction pending or reasonably anticipated to be pending before the Organization).

b. The following matters shall not be deemed an actual or potential conflict of interest:

- i. The volunteer owns securities of a publicly traded company with which the Organization has a transaction or arrangement, if such securities are less than 5% of the outstanding securities of the publicly traded company.
- ii. Serving in any official capacity as an employee, officer, director or committee member (ex officio or otherwise) for the Oregon REALTORS® or the National Association of REALTORS®.
- iii. Any matters involving an individual who is a volunteer on the Effective Date of this Policy that have been previously disclosed to and consented to by the ER Board of Directors.
- iv. Any matters arising after a volunteer ceases serving in their official capacity as a volunteer.
- v. Any matters acted or voted upon by the volunteer which may benefit them solely by reason of their being a member of the Organization (such as an increase in membership services or a reduction in dues).
- vi. Any matters that result in benefits accruing to a volunteer that would not have been foreseeable by an ordinary Realtor® through the exercise of reasonable care and diligence.
- vii. Any matters deemed by the ER Board of Directors to not constitute a conflict of interest, following reasonable review and evaluation.

4. **DISCLOSURE AND EVALUATION:** Upon election or appointment, volunteers shall promptly disclose to the ER Board of Directors any actual or potential conflict of interest. Such disclosure shall be directly to the ER Board of Directors and shall include all material facts of every actual or potential conflict of interest that exist or may thereafter arise while they are a volunteer. Thereupon, the Board of Directors shall evaluate the matter and, within a reasonable time thereafter, decide upon the appropriate course of action, including but not limited to the conclusion that: (a) the disclosed matter does not constitute a conflict of interest; or (b) the conflict may be waived with or without certain conditions.

5. **ENFORCEMENT:** If the Board of Directors has reasonable cause to believe that a volunteer has failed to comply with this Policy, the President may counsel the volunteer regarding such failure. If the issue(s) are not resolved the Board's may consider additional corrective action as the Board deems appropriate. In the event the volunteer to be counseled is the President, the Immediate Past President will speak to the President.

Section 4-3 Confidentiality

Volunteers shall be aware of the confidential nature of proprietary information concerning the affairs of the Organization ("Confidential Information"), and shall agree that the Confidential Information: (a) will be kept confidential, (b) will be used only for purposes of performing duties to the Organization, and (c) without limiting the foregoing, will not be disclosed by such person, except as required to perform such duties or with the prior written consent of the Organization. All of the foregoing obligations and restrictions do not apply to that part of the Confidential Information that a person demonstrates was or becomes generally available to the public other than as a result of disclosure by such person or by a source known by the person to be bound by a confidentiality agreement with or other obligation of secrecy to the Organization. It is understood that a person shall not be prevented hereby from complying with any applicable public disclosure requirements imposed by law or regulation; provided that any person who believes such disclosure is necessary to comply with such laws or regulations shall first notify the Organization in advance of any disclosure of Confidential Information and such person shall cooperate with the Organization's reasonable efforts to obtain a protective order or other similar protection of the Confidential Information.

Section 4-4 Whistle Blower

ER is responsible for the stewardship of member and employee contributions and resources. In fulfilling that responsibility, the Association is committed to compliance with all laws and regulations to which it is subject. In addition to complying with the law, the Association is committed to the ethical and fair treatment of its volunteers and employees. This Policy provides an avenue for volunteers or employees, without concern that they will be subject to retaliation or reprisal, to raise concerns regarding financial wrongdoing which may include, but is not limited to:

- Questionable accounting practices;
- Fraud or deliberate errors in financial statements or recordkeeping;
- Deficiencies in accounting controls;
- Misrepresentations to the Board of Directors regarding the financial condition of the Association;
- Intentional or unintentional violations of laws or regulations.

If any volunteer or employee reports, in good faith, what the volunteer or employee believes or knows to be a violation of the law and/or financial wrongdoing to the Association, it is the Association's policy that there will be no retaliation taken against the volunteer or employee. Any volunteer or employee who retaliates against someone who has in good faith reported

their concern will be disciplined up to, and including, dismissal from the volunteer position or termination of employment. Retaliation includes any harmful action such as but not limited to harassment, interference with the lawful employment or livelihood, discharge or termination of employment, demotion, suspension, and any manner of discrimination with regard to promotions, compensation or other terms, conditions or privileges of employment, or suffering any other adverse consequences as a result of submitting a whistleblower report. Retaliation also includes the removal of officers or directors, the suspension of members, or the banning of volunteers who file a whistleblower report. In turn, allegations made in bad faith, if proven to be unsubstantiated and made maliciously, recklessly or with the knowledge that the allegations were false, will be viewed as a serious offense and may result in discipline, up to and including dismissal from the volunteer position or termination of employment.

Any report of a known or suspected violation of the law and/or financial wrongdoing should be reported to the Executive Officer and/or the President for investigation and appropriate action. In the event the charge is against the Executive Officer, the report of a known or suspected violation of the law and/or financial wrongdoing should be reported to the President or Immediate Past President for appropriate action. To the extent possible, reports made under this policy will be kept confidential consistent with the need to conduct an adequate investigation. All whistleblower reports shall be promptly investigated, and appropriate corrective action shall be taken if warranted by the investigation. The investigator shall strive to complete its investigation within 30 days of the initial report, and report the outcome of the investigation to the other officers or to the entire Board of Directors, and they shall decide what appropriate corrective action should be taken if it is warranted by the investigation. Additional time may be needed in some cases.

The whistle blowing procedure is intended to be used for serious issues and, as such, volunteers and employees are reminded of the importance of keeping financial matters confidential.

Section 4-5 Harassment and Discrimination

HARASSMENT AND DISCRIMINATION

ER prohibits unlawful discrimination and harassment. This policy defines these terms and provides a complaint procedure for Association members who believe they have been the victims of prohibited conduct. It is ER policy to provide an environment free from unlawful discrimination or harassment on the basis of race, color, religion, sex, sexual orientation, national origin, marital status, age, expunged juvenile record, performance of duty in a uniformed service or physical or mental disability, or any other characteristic protected by local law, regulation, or ordinance.

The policy prohibits conduct that a reasonable person in the individual's circumstances would consider unwelcome, intimidating, hostile, threatening, violent, abusive, or offensive. It also prohibits employment actions, including hiring, promotion, termination, and compensation decisions, to be taken based on a protected characteristic. This policy also prohibits any form of retaliatory action for filing a complaint of discrimination or harassment, or for participation in an investigation of a complaint.

Any individual aware of or experiencing discrimination, harassment or sexual assault during association events or activities should report that information immediately to a company designee. Specifically, an individual may make the report verbally or in writing to any of the persons listed below as a member of the investigating team, regardless of any particular chain of command. All individuals are encouraged to document any incidents involving discrimination, harassment, and sexual assault as soon as possible.

Any member of the Association may be reprimanded, placed on probation, suspended, or expelled for harassment of an Association employee or Association Officer or Director after an investigation in accordance with the procedures of the Association. As used in this Section, harassment means any verbal or physical conduct including threatening or obscene language, unwelcome sexual advances, stalking, actions including strikes, shoves, kicks, or other similar physical contact, or threats to do the same, or any other conduct with the purpose or effect of unreasonably interfering with an individual's work performance by creating a hostile, intimidating, or offensive work environment.

The decision of the appropriate disciplinary action to be taken shall be made by the investigating team comprised of the President, President-Elect, and one member of the Board of Directors selected by the highest-ranking officer not named in the complaint, upon consultation with legal counsel for the Association. Disciplinary action may include any sanction authorized in the Association Code of Ethics and Arbitration Manual. If the complaint names the President or President-Elect, they may not participate in the proceedings and shall be replaced by the Immediate Past President or, alternatively, by another member of the Board of Directors selected by the highest-ranking officer not named in the complaint.

Section 4-6 Employment Policies and Practices

ER will comply with all State and Federal requirements relating to employment practices. ER's current Leave policy is attached as **Exhibit B** but may be amended or modified by the President and Executive Officer as needed in accordance to applicable law.

SECTION 5: BOARD OF DIRECTORS

Section 5-1 Purpose

The Board of Directors serves as the governing authority of the Eugene REALTORS®, entrusted with the responsibility of formulating and guiding the Corporation's policies. Regular sessions of the Board of Directors convene at a schedule and location determined at the discretion of the Board. They are responsible for developing a strategic vision and closely overseeing the operations and performance of the association. Additionally, they have the duty of supervising Executive Officer, supporting strategic initiatives, and assuring the accuracy of financial statements.

Section 5-2 Requirements

In order to serve on the Board of Directors, the member must meet the following criteria:

1. Member of ER or any other local Association of REALTORS® for a minimum of two (2) years.
2. Member may not have had their real estate license or their appraisal license or certification suspended or revoked by the Oregon Real Estate Agency or the Oregon Appraisal Certification, and Licensure Board in the past five (5) years, and no unsatisfied sanctions. If found in violation of REALTOR® Code of Ethics during the term of service or within one (1) year of duty, removal shall be determined on a case-by-case basis by the majority vote of the Board of Directors.
3. Member may not have any unsatisfied financial obligations to the Association.
4. To qualify for the positions of President and President Elect the member must, for a minimum of one (1) year, have served on the ER Board of Directors and must have chaired at least one ER committee or Sub-committee as noted in Section 6 of these Policies and Procedures.
5. Absence from three (3) of the regular meetings, including annual membership meetings and required OR meetings, during a Calendar year without an excused absence from the President in advance of the regularly scheduled meeting shall be construed as resignation from the Board of Directors. A Board member who has concerns regarding compliance with Compliance Guidelines should raise those concerns with the Officers, who will determine what action shall be taken to deal with the concern. In the extremely unlikely event that a waiver of these Guidelines for a Board member would be in the best interest of the Eugene REALTORS®, it must be approved by the Board of Directors.
6. All Board Members agree to be fully prepared and present at all meetings and will abstain from using technology for non-Board activities during the scheduled meetings.

Section 5-3 President

The President shall:

1. President to serve a one-year term, following their elected term as President Elect.
2. Serve as the Chief Elected Officer of ER. The President will preside at all meetings of the general membership and the Board of Directors.
3. Serve as the chair of the Board of Directors and keep them informed of the condition and operation of ER.

4. Represent ER in relations with the public, governmental entities, the members, all other REALTOR® Associations, allied organizations, and the media. (Unless otherwise designated by the President)
5. Direct the work of the Executive Officer as necessary to achieve the strategic goals and policies of ER.
6. Participate in an annual written performance evaluation of the Executive Officer.
7. Direct the activities of the Board of Directors in accordance with their position descriptions.
8. Ensure that the policies and programs, which further the goals and objectives of ER, are planned, implemented, and evaluated.
9. Appoint, with Board of Directors' ratification, Advisory Directors for the Board, committee chairs and members, where required by the individual policies of the committee, and task forces and work groups as needed throughout the Board year.
10. Ensure that appointed committee, task force, and work group chairs are informed of their purpose and duties and monitor their progress throughout the year.
11. Attend industry pertinent conferences and events as approved in the annual budget, such as the OR Board of Directors meetings, NAR Legislative (Mid-Year, DC) Meetings, NAR REALTOR® Convention.
12. Serve as an OR director on behalf of ER unless President opts not to serve and will open the position to the qualified membership as an elected position in the appropriate election year.
13. Encouraged to attend an annual Professional Standards Training Session.
14. Assist the President Elect in an orderly transition into the Presidency.
15. Serve on the Budget Committee and complete such financial duties as outlined in **Section 2** of these policies.
16. Have signatory authority on ER accounts. President to have access to an association Debit Card to use as authorized by the Executive Officer.
17. Welcome new members at New Member Orientation classes.
18. Complete such special responsibilities as may be delegated by the Board of Directors during the course of the Board year.
19. The President of ER shall be a Primary member, reside and hang their license no more than 50 miles outside of ER jurisdiction.

Section 5-4 President Elect

The President Elect shall:

1. President Elect to serve a one-year term, following their elected term as Vice President.
2. Assist the President and plan for the following year. The President Elect of the Board is second in command behind the President and shall succeed to the Presidency.
3. Attend industry pertinent conferences and events as approved in the annual budget, such as the OR Board of Directors meetings, NAR Legislative (Mid-Year, DC) Meetings, NAR REALTOR® Convention.
4. Preside at all meetings of the general membership and the Board of Directors when the President is unable to attend.
5. Serve on the ER Board of Directors and attend all ER and OR Board of Directors meetings, including ER annual membership meetings.
6. Plan programs and activities appropriate for the upcoming year.
7. Recommend the upcoming committee chairs and members, where required by the individual policies of the committee, and Advisory Directors to the Board of Directors.
8. Plan and execute training for incoming new Directors.
9. Serve as Vice Chair of the Budget Committee and complete such financial duties as outlined in **Section 2** of these policies.
10. Serve as an ex-officio member of all standing committees, excluding the Grievance and Professional Standards Committees.
11. Represent ER at other associations or organizations as directed by the President.
12. Encouraged to Attend an annual Professional Standards Training Session.
13. Assist the President in the annual performance evaluation of the Executive Officer.
14. Complete such special responsibilities as may be delegated by the President and/or the Board of Directors during the course of the board year.
15. Serve as Nomination Committee Chair.

Section 5-5 Vice President

The Vice President shall:

1. Assist the President Elect and plan for the following year. The Vice President shall serve a one-year term and shall be encouraged to run for President Elect in the following election.
2. Attend industry pertinent conferences and events as approved in the annual budget, such as the OR Board of Directors meetings, NAR Legislative (Mid-Year, DC) Meetings, NAR REALTOR® Convention.
3. Serve on the ER Board of Directors and attend all ER Board of Directors meetings, including ER annual membership meetings.
4. Serve on the Budget Committee and complete such financial duties as outlined in **Section 2** of these policies.
5. Represent ER at other associations or organizations as directed by the President.
6. Encouraged to Attend an annual Professional Standards Training Session.
7. Assist the President in the annual performance evaluation of the Executive Officer.
8. Complete such special responsibilities as may be delegated by the President and/or the Board of Directors during the course of the board year.
9. Serve on Nominating Committee.

Section 5-6 Immediate Past President

The Immediate Past President shall:

1. Immediate Past President to serve a one-year term, following their term as President.
2. Assist the President and act in an advisory capacity.
3. Preside at meetings in the absence of the President and the President-elect.
4. Serve as an active member of the Board with full voting rights for one year following presidency.
5. Attend ER Board meetings and annual membership meetings.
6. Complete such financial duties as outlined in **Section 2-2** of these policies.
7. Assist the President in the annual performance evaluation of the Executive Officer.

8. Encouraged to Attend an annual Professional Standards Training Session.
9. Complete such special responsibilities as may be delegated by the President and/or the Board of Directors during the course of the board year.

Section 5-7 Principal Broker Directors

Principal Broker Directors shall:

1. Attend and participate fully in all ER Board of Directors meetings, annual membership meetings, ER activities and events.
2. Read packets and stay fully informed of all Association-related events and issues.
3. Complete such financial duties as outlined in **Section 2-2** of these policies.
4. Chair and/or serve on at least one standing committee.
5. Encouraged to attend an annual Professional Standards Training Session.
6. Complete such special responsibilities as may be delegated by the President and/or the Board of Directors during the course of the board year.
7. Provide at least one Principal Broker forum annually that focuses on issues specific to managing Principal Brokers.

Section 5-8 Broker Directors

Broker Directors shall:

1. Attend and participate fully in all ER Board of Directors meetings, annual membership meetings, ER activities and events.
2. Read packets and stay fully informed of all Association-related events and issues.
3. Complete such financial duties as outlined in **Section 2-2** of these policies.
4. Chair and/or serve on at least one standing committee.
5. Encouraged to Attend an annual Professional Standards Training Session.
6. Complete such special responsibilities as may be delegated by the President and/or the Board of Directors during the course of the board year.

Section 5-9 Cottage Grove Chapter Director

Cottage Grove Director shall:

1. The Cottage Grove Chapter Immediate Past Chair shall serve as the Chapter's one director on the Eugene REALTORS® Board of Directors.
2. Elections for the Cottage Grove Chapter shall coincide with the Eugene REALTORS® annual election. Each elected position shall serve a term of one (1) year, with the exception of the Chapter State Director, which shall serve a term of two (2) years.
3. Attend and participate fully in all ER Board of Directors meetings, annual membership meetings, ER activities and events.
4. Read packets and stay fully informed of all Association-related events and issues.
5. Complete such financial duties as outlined in **Section 2-2** of these policies.
6. Serve on the Cottage Grove Chapter Committee.
7. Encouraged to attend an annual Professional Standards Training Session.
8. Complete such special responsibilities as may be delegated by the President and/or the Board of Directors during the course of the board year.

Section 5-10 OR Directors

The OR Directors shall:

1. Attend and participate fully in all ER and OR Board of Directors meetings, annual membership meetings, Attend the bi-annual REALTOR® Day in Salem, as well as ER activities and events.
2. Attend industry pertinent conferences and events as approved in the annual budget.
3. Stay current on OR issues and act as ER representatives at OR Board meetings. Specific concerns of local Board/Association should be considered; however, Director decisions must be made with the welfare of the entire membership in mind when serving the OR Board. Directors are free to vote in support of a local Board/Association position, BUT NOT BOUND! Directors must consider the welfare of the entire State above the concerns of the local Board/Association.
4. Be encouraged to apply for OR committee positions.
5. Read packets and stay fully informed of all related events and issues for both Associations.

6. Complete such financial duties as outlined in **Section 2-2** of these policies.
7. Encouraged to Attend an annual Professional Standards Training Session.
8. Submit a written or oral report to the ER Board of Directors regarding OR meetings.

Section 5-11: OR Past Presidents

The OR Past Presidents shall:

1. Have served as Past Presidents of the Oregon REALTORS® who were Members of the Association when elected as President of OR, provided that they are continuous primary members of ER.
2. Attend all ER and OR Board of Directors meetings, including ER annual membership meetings.
3. Attend industry pertinent conferences and events as approved in the annual budget.
4. Stay current on OR issues and act as ER representatives at OR Board meetings. Specific concerns of local Board/Association should be considered; however, Director decisions must be made with the welfare of the entire membership in mind when serving and the OR Board. Directors are free to vote in support of a local Board/Association position, BUT NOT BOUND! Directors must consider the welfare of the entire State above the concerns of the local Board/Association.
5. Be encouraged to apply for OR committee positions.
6. Read packets and stay fully informed of all related events and issues for both Associations.
7. Complete such financial duties as outlined in **Section 2-2** of these policies.
8. Encouraged to Attend an annual Professional Standards Training Session.
9. Submit a written or oral Report to the ER Board of Directors regarding OR meetings.

Section 5-12 Advisory Directors

Advisory Directors are appointed by the President and ratified by the ER Board of Directors. Advisory Directors **do not** have voting rights or the right to propose or second a motion, nor do they attend Executive Sessions of the Board of Directors. Advisory Directors shall:

1. Attend and actively participate in ER Board meetings, learn how the Board functions, and have full discussion rights.

2. Read packets and stay fully informed of all Board-related issues.
3. Stay current on industry-related events and issues.
4. Encouraged to Attend an annual Professional Standards Training Session.
5. Complete such special responsibilities as may be delegated by the President and/or the Board of Directors during the course of the board year.

Section 5-13 Election Process

1. TIMEFRAMES:

- a. Not later than 75 days before the election an announcement shall be made of the positions available on the following year's Board of Directors and invite any interested members to apply. The announcement shall include a brief outline of the available positions and duties and contact information for at least two (2) Board members to contact if they have questions about serving on the Board.
- b. The formal application period shall commence with the announcement and all applications, resumes,
- c. and endorsements shall be submitted no later than 60 days before the election. All inquiries and Applications to be immediately forwarded to Nomination Chair
- d. The slate shall be reported first to the Board of Directors no later than 50 days before the election and then disseminated to the membership at least 14 days prior to the election.
 - i. Applications will be accepted from any active REALTOR® Member in good standing.
 - ii. The Executive Officer shall review all applications and verify if the applicant meets the qualifications for the position for which they applied as outlined in the ER Bylaws.
 - iii. The Nomination Committee will certify all applicants. The "certification" will involve notifying them of whether or not they meet the qualifications of the position for which they have applied; ascertaining availability and understanding of the commitment of the position; verifying willingness to serve; and answering any questions the applicant may have about the position.
 - iv. The Nominating Committee, President and Board members have the authority to encourage applicants to consider an office other than the position that person was seeking if the individual does not meet the qualifications of the position for which they applied.
 - v. All certified applicants will be considered candidates and will appear on the slate, which shall be published and disseminated first to the Board of Directors, then to each voting member and shall consist of at least one nominee for each office.
 - vi. Candidates will be required to deliver a 2-3 minute message to membership prior election.

CAMPAIGNS:

- a. No individual campaigning is allowed prior to the slate being disseminated to the members.
- b. Campaign costs, if any, shall be limited to a maximum of \$250.00 for items such as brochures, flyers, mailings, campaign functions, etc.
- c. No campaign materials are allowed on walls, tables, chairs, etc. at any membership meetings.
- d. Candidates shall certify their compliance with campaign policies and procedures prior to the election.
- e. The slate shall be re-disseminated to all voting members not less than five (5) business days prior to the election along with a reminder of the Annual Meeting date, time, and location.
- f. The President shall conduct the election at the Annual Meeting as outlined in the ER Bylaws, **Article XI, Section 4b.**

SECTION 6: COMMITTEES, TASK FORCES, AND WORK GROUPS

Section 6-1 General Responsibilities

1. Committee, task force, and work group reports and recommendations shall be made directly to the Board of Directors on a periodic basis.
2. Anyone attending a state or national meeting on behalf of the Eugene REALTORS® must provide an oral or written report to the Board of Directors at the first directors meeting following the event. Any reimbursement due to the attendee will not be issued until the report is received.
3. For each committee, task force, or work group listed throughout **Section 6** of these Policies and Procedures, in the event an individual who is to serve on the committee, task force, or work group by policy is either unavailable or unwilling to serve, the President shall appoint a replacement who shall be ratified by the Board of Directors.

Section 6-2 Task Forces and Work Groups

1. The President has the authority to appoint any task forces or work groups necessary to complete specific projects that accomplish the goals set forth by the Board of Directors. The appointment of a task force or work group requires ratification by the Board of Directors.
2. The appointment by the President and ratification by the Board of Directors shall include the names of those serving on the task force or work group, a statement of purpose, specific goals, and timeframes for completion.

Section 6-3 Distinguished Service Award Task Force

Distinguished Service Award nominees shall be selected by a Presidential appointed task force and voted on by the Board of Directors.

CRITERIA:

- i. **Volunteer Activities (40%)** – Local, state, or national participation in civic and service clubs and/or charitable activities; participation on political/governmental commissions and committees, etc.
- ii. **Community Participation (40%)** – Volunteer involvement in organizations and/or events at the local level that improve and/or have an impact on the quality of life in our community, either on a one-on-one basis, for groups within the community, or for the community as a whole.
- iii. **Business Accomplishments and Recognitions (20%)** – Public recognition of business conduct and achievements; exceptional service to clients and customers; imaginative and creative outreach programs within the business, etc.

Section 6-4 REALTOR® OF THE YEAR AWARD (“ROTY”)

POLICIES AND CRITERIA:

- a. No member’s nomination shall be considered if that member has received the ROTY award in the past.
- b. Applications shall be distributed to the membership no later than October of each year.
- c. Names of the ROTY nominees shall remain confidential unless voted by the Board of Directors to disclose the recipient in advance to the members.
- d. The current ROTY shall serve as Chair. Four (4) past ROTY recipients shall be selected by the Chair to serve on the selection committee.

CRITERIA:

In accordance with the Oregon REALTORS® guidelines, the REALTOR® of the Year should be selected from the following guidelines:

- i. **REALTOR® Spirit (25%)** - Faithfulness and adherence to the principles of organized real estate, real estate laws and regulations, Board Bylaws and the National Association of REALTORS® Code of Ethics: time and effort expended in furthering principles of good real estate practices in their own business and among other real estate brokers, the press and the general public: attainment of professional designations; etc.
- ii. **Activity in Community Affairs (20%)** - Local, state and national participation in civic and service clubs and charitable activities; participation on political/governmental commissions and committees; fraternal and religious involvement; etc.
- iii. **Activity in Member Board (25%)** - Member Board offices held, committee work; special assignments; seminar and educational attendance or teaching;

- membership and offices held in state chapters of NAR institutes, societies and councils; etc.
- iv. **Activity in State Association** (15%) - State association offices and leadership positions held; committee work; attendance and participation at state conventions, director's meetings and education programs; etc.
 - v. **Activity in National Association** (5%) - National offices and leadership positions held; committee work; member and work in NAR institutes, societies and councils; attendance at National conventions and business meetings; etc.
 - vi. **Business Accomplishments** (10%) - Public recognition of business conduct and achievements; service to clients and customers; imaginative and creative advertising programs; rehabilitation work; land utilization; etc.

Section 6-5 AFFILIATE OF THE YEAR AWARD

POLICIES AND CRITERIA:

- a. While Affiliate memberships are by firm rather than an individual, any Primary Contact or Roster Affiliate of an Affiliate member firm is eligible to receive the award.
- b. No member's nomination shall be considered if that member has received the Affiliate of the Year Award in the past.
- c. Nominations are selected by the Board of Directors.

CRITERIA:

- i. **Ethics and Cooperation** (50%) – honesty and integrity in ethical standards, professionalism in business practices, promoting the image of the real estate industry and ER in relations with the public, proper business etiquette, and helpfulness and cooperation with others in the business should be beyond reproach.
- ii. **Association Participation** (20%) – participation with ER by serving on Committees, special assignments, seminar and educational attendance or teaching, sponsored functions, engagement with membership.
- iii. **Activity in Community Affairs** (15%) – local, state, and/or national participation in civic and service clubs and charitable activities.
- iv. **Continuing Education** (10%) – Advances skill level with the industry through seminar and educational attendance or teaching and freely shares knowledge with others.
- v. **Business Accomplishments** (5%) – Public recognition of business conduct and achievements; service to clients and customers; imaginative and creative advertising programs; etc.

Section 6-6 Budget and Finance Committee

1. **PURPOSE:** To coordinate with the Executive Officer and other staff to perform financial duties and assist with oversight controls as outlined in **Section 2** of the ER Policies and Procedures.
2. **COMPOSITION:**
 - a. The President shall select the Chair and Vice Chair.
 - b. The President may appoint themselves in either capacity if they so choose.
 - c. The members of the Committee shall not be more than 8 REALTOR® members appointed by the President.
 - d. Following the election, the incoming, but not yet installed President Elect shall serve as an ex-officio member without vote.
3. **DUTIES:**
 - a. Meet quarterly to review financial statements.
 - b. Participate in the preparation of the annual budget in cooperation with the Executive Officer.
 - c. Complete such financial duties as outlined in **Section 2-2** of these policies.
 - d. Perform other budget committee duties as may be outlined in the Strategic Plan or as directed by the Board of Directors.

Section 6-7 EngagED Committee

1. **PURPOSE:** The purpose of establishing a combined education and marketing committee is to synergize educational efforts and marketing strategies within the REALTOR® community. This integrated committee aims to achieve several key objectives:
 - a. **Enhanced Educational Opportunities:** By combining education and marketing efforts, the committee will provide a more robust and diversified range of educational opportunities for REALTOR® members. This includes workshops, webinars, seminars, and training sessions that not only educate members but also promote best practices and industry knowledge.
 - b. **Strategic Marketing Integration:** The committee aims to integrate marketing initiatives with educational programs. This entails using marketing strategies to effectively promote educational events and resources, ensuring maximum participation and engagement among members. Effective marketing can attract a larger audience to educational offerings.
 - c. **Member Engagement and Involvement:** The committee strives to foster active participation and engagement among members by creating compelling educational content and marketing campaigns. This involvement enhances the overall member experience and creates a sense of belonging and commitment within the community.

- d. **Awareness and Branding:** Through coordinated marketing efforts, the committee aims to raise awareness about the association and its educational offerings. This includes promoting the association's brand, values, and mission to both REALTOR® members and the wider community, ultimately enhancing the association's reputation and credibility.
- e. **Alignment with Industry Standards:** The committee seeks to ensure that educational content and marketing strategies align with industry standards, regulations, and best practices. By staying updated and compliant with industry requirements, the committee can offer relevant and valuable education to members while effectively marketing these offerings.
- f. **Measurable Impact and Evaluation:** The committee aims to measure the impact of its integrated approach by assessing the effectiveness of marketing campaigns in driving attendance and participation in educational programs. Through careful evaluation, adjustments can be made to continuously improve both educational content and marketing strategies.

In summary, the integration of education and marketing efforts within ER aims to optimize member education, engagement, and branding through a strategic and cohesive approach. This enhances the value proposition for REALTOR® members while contributing to the association's overall growth and success.

2. COMPOSITION:

- a. The EngagED Committee shall be comprised of up to twelve (12) members (including the Chair and Vice Chair). The Chair and Vice Chair shall be appointed from among the REALTOR® members by the President with committee input. The Chair shall oversee the educational opportunities and Vice Chair shall oversee the marketing strategies.
- b. The Chair and Vice Chair shall choose up to ten (10) additional members to serve on the Committee representing firms of different sizes and diverse experiences.

3. GENERAL POLICIES:

- a. The Chair and Vice Chair for the following year shall, with input from the current year's Committee members, submit to staff a budget request by October 1st each year for consideration for inclusion in the overall budget proposal. Failure to submit such request does not mean that a budget will not be provided, nor does it mean that the Committee could not make request of the Board of Directors later in the year if need arises. However, it does mean that the initial budget will be based on prior years' activities and past budget allotments rather than future plans the Committee may be considering.
- b. The Committee shall plan classes quarterly. There shall be a minimum of ten (10) classes planned per year. A schedule of classes shall be reported to the Board of Directors monthly.

- c. When planning the schedule, the Committee shall coordinate with the Oregon REALTORS® and other local boards as much as possible to provide regional education courses and shall coordinate with Affiliate members to reduce duplication of topics offered.
- d. The Committee shall coordinate with staff to ensure that the projected income and expense of the classes planned by the Committee and its sub-Committees falls within the approved annual budget.
- e. The Committee shall provide an activity report (including attendance and feedback) for the monthly ER Board of Directors meeting.

TOPIC EXPECTATIONS:

- a. Provide annually a minimum of one NAR-mandated Code of Ethics training class.
- b. Provide or promote annually the Oregon Real Estate Agency Law and Rule Required Course.
- c. Provide or Promote OR, NAR and OREF webinars when available and they do not conflict with already scheduled classes.

*The EngagED Committee Handbook is attached as Exhibit “C”.

Section 6-8 Grievance Committee

1. **PURPOSE:** Promote and enforce high ethical standards and the orderly resolution of business disputes amongst REALTORS®. The Grievance Committee serves as the initial review panel in providing due process in ethics complaints or requests for arbitration as outlined in the National Association of REALTORS® Code of Ethics and Arbitration Manual, as annually revised.
2. **COMPOSITION:**
 - a. The Chair shall be appointed by the President for a one-year term and ratified by the Board of Directors.
 - b. The members of the Committee shall be seven (7) REALTORS®, in addition to the Chair, appointed by the President in collaboration with the chair, for staggered three-year terms and ratified by the Board of Directors.
 - c. Must satisfy annual professional standards Course.
 - d. Members of the Professional Standards Committee cannot serve simultaneously on the Grievance Committee or on the Board of Directors to avoid conflict with the prohibition on serving on more than one (1) tribunal in the same matter.
3. **FUNCTION:** The Grievance Committee receives ethics complaints and arbitration requests to determine if, taken as true on their face, a hearing is to be warranted. The Grievance Committee makes only such preliminary evaluation as is necessary to make these decisions. While the Grievance Committee has meetings, it does not hold hearings, does not decide whether members have violated the Code of Ethics, and does not dismiss ethics

complaints because of lack of evidence. Complainants are not required to prove their case upon submission of their ethics complaint or arbitration request. The Grievance Committee does not mediate or arbitrate business disputes. The Grievance Committee will hold regularly scheduled meetings and/or review complaints not later than forty-five (45) days after receipt of the complaint.

4. **DUTIES:**

- a. Be thoroughly familiar with the Code of Ethics of the National Association of REALTORS®, the Code of Ethics and Arbitration Manual, including the interpretations of the Code of Ethics, the Bylaws of the Eugene REALTORS®, and Rules & Regulations.
- b. When reviewing an ethics complaint or arbitration request, render an unbiased decision based on the facts presented.
- c. Promptly identify any conflict of interest.
- d. Maintain and protect the confidentiality of the proceedings and deliberations of the panel before, during, and after its determinations and recommendations.
- e. Attend an Annual Professional Standards Training Class.

5. **PROCEDURES:** All reviews of ethics complaints and arbitration requests are conducted in accordance with the Code of Ethics and Arbitration Manual of the National Association of REALTORS®, using the edition in effect at the time of the alleged complaint.

Section 6-9 Professional Standards

1. **PURPOSE:** Promote and enforce high ethical standards and the orderly resolution of business disputes amongst REALTORS®. The Professional Standards Committee selects members to serve on hearings panels in providing due process in ethics complaints or requests for arbitration as outlined in the National Association of REALTORS® Code of Ethics and Arbitration Manual, as annually revised. When a case is referred by the Grievance Committee for a hearing, the Chair recommends those members of the Committee who should comprise the hearing panel subject to challenge by parties, according to the procedures outlined in the current NAR Code of Ethics and Arbitration Manual.

2. **COMPOSITION:**

- a. The Chair and Vice Chair shall be appointed by the President for a one-year term and ratified by the Board of Directors.
- b. The members shall be 12-15 REALTORS®, including the Chair and the Vice Chair, appointed by the President, in collaboration with the committee chair, and ratified by the Board of Directors, for staggered three-year terms and ratified by the Board of Directors.
- c. Must satisfy annual professional standards Course.
- d. Members of the Professional Standards Committee cannot serve simultaneously on the Grievance Committee or on the Board of Directors to avoid conflict with the prohibition on serving on more than one (1) tribunal in the same matter.

3. **FUNCTION:**

Receive ethics complaints and arbitration requests as forwarded by the Grievance Committee. Hold hearings, and decide whether members have violated the Code of Ethics as detailed in the NAR Code of Ethics and Arbitration Manual.

4. **DUTIES:**

- a. Be thoroughly familiar with the Code of Ethics of the National Association of REALTORS®, the Code of Ethics and Arbitration Manual, including the interpretations of the Code of Ethics, the Bylaws of the Eugene REALTORS®, and Rules & Regulations.
- b. When reviewing an ethics complaint or arbitration request, render an un-biased decision based on the facts presented.
- c. Promptly identify any conflict of interest.
- d. Maintain and protect the confidentiality of the proceedings and deliberations of the panel before, during, and after its determinations and recommendations.
- e. Attend an Annual Professional Standards Training Class.

5. **PROCEDURES:**

All reviews of ethics complaints and arbitration requests are conducted in accordance with the Code of Ethics and Arbitration Manual of the National Association of REALTORS®, using the edition in effect at the time of the alleged complaint.

Section 6-10 Government Affairs Committee (“GAC”)

1. **PURPOSE:** To keep the Board of Directors and membership informed of legislative activities that could have an impact on the real estate industry; and recommend action to the Board of Directors when appropriate.

2. **COMPOSITION:**

- a. The Chair shall be appointed by the President, with consideration of the President Elect, for a one-year term.
- b. There shall be up to ten (10) members on the Committee, with no more than (2) non-REALTOR members, in addition to the Chair, appointed by the President in collaboration with Committee Chair. The RPAC chair(s) and (1) YPN representative shall have an automatic appointment.

3. **DUTIES:**

- a. The Chair and Vice Chair for the following year shall, with input from the current year's Committee members, submit to staff a budget request by Oct. 1st of each year for consideration for inclusion in the overall budget proposal. Failure to submit such request does not mean that a budget will not be provided, nor does it mean that the Committee could not make request of the Board of Directors later in the year if need arises. However, it does mean that the initial budget will be based on prior years' activities and past budget allotments rather than future plans the Committee may be considering.

- b. Review and monitor legislation affecting real estate interests and other industry-related matters in accordance with the Association's approved Policies.
- c. Coordinate with the President and Executive Officer when a letter to obtain standing should be sent on a legislative issue or make recommendation to the Board of Directors if an issue arises outside the scope of the approved Government Affairs Policies that warrants a letter to obtain standing or when an issue needs to be addressed in person at a meeting.
- d. When a letter has been submitted, the GAD and or the Committee Chair is to follow up with the recipient of the letter within five (5) business days.
- e. All letters submitted in order to gain standing on an issue will specifically state the request for standing.
- f. Encourage sound legislation protecting private property rights and individual ownership of real estate.
- g. With direction from the ER Board of Directors, assist members in evaluation of issues and positions.
- h. Participate in screening of candidates with coordination from GAD.
- i. Actively promote interest in and inform all members of Local, State, and National government activities which affect real estate.
- j. Cooperate in district and/or regional legislative activities.
- k. Perform other such duties as may be outlined in the approved Strategic Plan.

Section 6-11 REALTOR® Political Action Committee (“RPAC”)

ER has its own Political Action Committee (PAC), “Eugene REALTORS® for Community”. Our PAC benefits local initiatives and candidates who are housing champions and that reflect issues unique to our community, protecting our industry and our clients’ interests. Our PAC is subject to Federal and State PAC Rules and Regulations, as well as NAR guidelines. The RPAC Chair shall be appointed by the President.

Section 6-12 Young Professionals Network (“Eugene REALTORS® YPN” or “YPN”)

1. **PURPOSE:** ER YPN is a member-driven organization that helps young real estate professionals excel in their careers by giving them the tools and encouragement to become involved in four core areas:

- a. REALTOR® Associations - Attend REALTOR® conferences and pursue leadership roles with their local, state, and national associations, as approved in budget.
- b. Real Estate Industry - Take an active role in policy discussions and advocacy issues; be informed about the latest industry news and trends.
- c. Peers - Network and learn from one another by attending events, participating in online communication, and seeking out mentoring opportunities.
- d. Community - Become exceptional members of their community by setting a high level of REALTOR® professionalism and volunteering for causes they feel passionate about.

2. COMPOSITION:

- a. ER YPN Membership is free and open to any ER Member regardless of age. The Member must be a licensed REALTOR® or Affiliate member in good standing with ER and all requests to join YPN, meeting the criteria, will be accepted.
- b. There shall be an Administration Committee whose responsibility will be to plan events and research and recommend services and tools. The Committee shall provide an activity report to the Board of Directors on at least a quarterly basis and shall report all planned events and activities to the Board of Directors prior to announcing it to the members.
- c. The Committee shall be made up of:
 - i. A Chair and Vice Chair, both of whom must be REALTORS®, who shall be appointed for a two-year term. The Chair and Vice Chair shall not be from the same firm. The Chair and Vice Chair appointments for the following year shall be committee elected and ratified by the Board of Directors no later than the January meeting of the Board of Directors each year.
 - ii. At least seven (7) and no more than ten (10) additional members shall be selected for the Committee by the Chair and Vice Chair. A majority of the appointees must be REALTOR® members. Chair appointments may include, but are not limited to:
 - a) **Membership Coordinator** who will be in charge of recruitment and assisting staff liaison with maintaining current member contact information for member database.
 - b) **Events Planner** who will be in charge of planning and coordinating YPN activities and reaching out to potential sponsors.
 - c) **Communications Coordinator** who will promote YPN activities, assist staff with responding to YPN inquiries, and oversee online and social media activities and interaction.
 - d) **Education Coordinator** who will work with the ER Education Committee to set up education/training classes that reflect the interests of YPN.
 - e) **Government Affairs Representative** who will serve on the Government Affairs Committee “GAC” and will report advocacy efforts back to YPN.

3. DUTIES:

- a. Maintain professionalism in all communications—whether in person or via electronic means—and keep the focus of events on how to help members succeed in business.
- b. Use the official YPN Chapter logo to benefit from the brand recognition of national YPN.

- c. Promote YPN national, state, and local events through regular communications with YPN members.
- d. YPN cannot sell member contact information to any third party, including event sponsors.
- e. Plan at least one event per quarter (such as networking events, meetings, education sessions, Webinars, etc.).
- f. Maintain at least 10 members.
- g. Coordinate with other local YPN chapters and the state YPN chapter on events and communications to enhance outreach and share cost.

Section 6-13 New Member Xperience

1. PURPOSE: The New Member Xperience Committee within the organization is a specialized group focused on enhancing and optimizing the overall experience of its newest association members. This committee is dedicated to understanding, improving, and aligning the association's offerings and services with the needs, expectations, and satisfaction of its new members.

2. COMPOSITION:

- a. The Chair shall be appointed by the President and ratified by the Board of Directors for a one-year term.
- b. There shall be up to four (4) members on the Committee, all four (4) of whom shall be REALTORS®, including the Chair and current President.
- c. There shall be at least two (2), but no more than three (3) members presenting at each New Member Orientation.

3. DUTIES:

The primary objectives of the New Member Xperience Committee include:

- a. **Member Engagement and Involvement:** Encouraging active participation of new members in association activities, events, and initiatives to create a sense of belonging and community.
- b. **Feedback Collection and Analysis:** Soliciting feedback and opinions from members to gain insights into their experiences, needs, and suggestions for improvement.
- c. **Customer Service Excellence:** Focusing on providing exceptional customer service to new members, addressing their concerns, resolving issues, and ensuring a positive interaction with the association.
- d. **Membership Onboarding and Education:** Designing effective onboarding processes to familiarize new members with the association's benefits, resources, and services, through a quality New Member Orientation.
- e. **Technology and Platform Enhancement:** Identifying and implementing technological advancements to streamline member interactions, ease access to resources, and improve overall digital experience.
- f. **Collaboration and Communication:** Encouraging collaboration and communication between members, fostering a sense of camaraderie and mutual support within the association.

- g. **Advocacy and Representation:** Advocating for members' interests within the association and in the broader real estate industry, ensuring their voices are heard and their needs are addressed.

Overall, the New Member Xperience Committee aims to create a cohesive, positive, and fulfilling experience for ER members, ultimately contributing to member retention, satisfaction, and the association's growth and success.

Section 6-14 Affiliate Committee

1. PURPOSE:

The Affiliate Committee is established with the overarching goal of fostering collaborative and mutually beneficial relationships between our organization and its affiliates. Our purpose is to strategically align with affiliate partners to enhance overall business growth, drive brand awareness, and create a supportive network that maximizes the value for all stakeholders involved.

2. COMPOSITION:

- a. The Chair shall be appointed by the President, with consideration of the President Elect and Vice President, for a one-year term.
- b. There shall be up to fifteen (15) affiliate members on the Committee in addition to the Chair, appointed by the President in collaboration with Committee Chair.
- c. There shall be no more than one (1) committee representative from each affiliate company.

3. Key Objectives

- a. **Building Partnerships:** Find and nurture partnerships with affiliates that share our goals and values. Look for opportunities to collaborate and support each other.
- b. **Win-Win Partnerships:** Create arrangements that benefit both our organization and affiliates.
- c. **Clear Communication:** Keep communication open with affiliates for a strong partnership. Understand their needs and provide the support they require.
- d. **Performance Check:** Keep a close eye on how well our partnerships are doing. Track important measures, analyze data, and use it to improve the affiliate program.
- e. **Getting Feedback:** Ask affiliates and internal team members for feedback. Use their input to make the affiliate program better and keep it aligned with our goals.

The Affiliate Committee aims to create a dynamic and thriving network of affiliates that contribute significantly to the overall success and sustainability of our organization. Through strategic partnerships, transparent communication, and a commitment to mutual growth, we strive to build lasting relationships that endure and prosper over time.

Section 6-15 Cottage Grove Chapter Committee

The standing committee shall be known as the Cottage Grove Chapter of the Eugene REALTORS®. Appointment to membership, election of leadership, and the purpose, duration and operation of this committee shall be in accordance with and as provided by the Policies and Procedures, as amended from time to time. One (1) “at large” Director chosen only by the vote of a majority of the members of the Cottage Grove Chapter voting at the election of officers and directors described herein, for so long as there is a Cottage Grove Chapter.

Section 6-16 Diversity, Equity, and Inclusion (DEI) Committee

Purpose: The Diversity, Equity, and Inclusion (DEI) Committee for our REALTOR® members is committed to cultivating a real estate community that champions diversity and ensures equitable opportunities for all professionals and clients. Our purpose is to actively promote inclusivity, address disparities within the industry, and foster an environment where every REALTOR® member feels supported, respected, and empowered to thrive in their careers, thereby enhancing the collective success of our real estate community.

Section 6-17 Special Events Committee

Our Special Events Committee communicates, educates, informs, and supports Eugene REALTORS® while providing an opportunity to network, participate in professional and social events, as well as expand community awareness. The Special Events Committee oversees several Sub-Committees, including, but not limited to:

Sub-Committees:

Community Outreach Projects
Member Networking Events
Membership Meetings
Lane County REALTOR® Food Drive
Fore Our Kids Golf Tournament

Sub Committee: Food Drive

1. REALTORS® and Affiliates throughout Lane County work annually with area Bi-Mart stores to raise awareness, collect food and money on behalf of **Food for Lane County** and other Food Distribution Organizations as approved by the Board of Directors.

2. COMPOSITION:

- a. The Chair shall be appointed by the President and ratified by the Board of Directors for a one-year term who will work with partner REALTOR® Association Committee chairs when applicable.
- b. Each Bi-Mart location shall be appointed a team leader, whom will be responsible for attending required Food Drive Committee meetings and will coordinate volunteer shifts.
- c. There shall be at least two (2) REALTORS® and/or Affiliate partners collecting at each Bi-Mart location.

Sub Committee: Fore Our Kids Golf Tournament Committee

FORE OUR KIDS Charity Golf Tournament REALTORS of Lane County and Affiliates ensure the smooth execution of the event.

1. **Charge:** Organize and execute a successful charity golf tournament event. Matching the right people with the right committee based on their individual strengths and areas of expertise. Working collectively together the Masters Golf Committee; serves as the driving force behind the golf charity tournament event, to benefit a local non profit that serves our children in need. Benefiting Non-Profit: Bags of Love.
2. **Composition:** Both SR and ER Associations will provide no less than three (3) volunteers, along with one (1) alternate to serve on the Golf Committee by February 1st each year. Including an ER Chair and Vice Chair representative, appointed by the President and ratified by the Board of Directors.
3. **Committee Commitment:** Attendance of all the meetings and all the events. A minimum of 75% attendance to be and stay on the committee.

SECTION 7: PROGRAMS AND SERVICE

Section 7-1 New Member Orientation

Purpose: For the purpose of these policies, Orientation is the collective term for the online New Member Code of Ethics course at www.realtor.org, no later than every 60 days. (It is highly suggested that all ER Board members attend at least one New Member Orientation class.)

1. New members will have probationary membership until after the applicant has completed Orientation. The applicant will have ninety (90) days after joining the Association in which to complete Orientation. In the event that Orientation is not completed within ninety (90) days of application, the application will be denied, the entire application fee will be forfeited to the Association, and the applicant's Designated REALTOR® will be billed a non-member licensee fee for that individual, according to the NAR Designated REALTOR® Dues formula.
2. If the licensee still wishes to become a member after the expiration of the 90-day orientation period, a new application fee of one hundred dollars (\$100.00) will be charged to the new member.
3. If the licensee chooses to not become a member after the expiration of the ninety-day orientation period, their initial dues payment will not be refunded.
4. Upon expiration of time for Orientation, the Designated REALTOR® will be notified as soon as possible of the non-member licensee dues to be invoiced five (5) days from the date of the notice per Section 2-5, Part 3, of these Policies. If an applying licensee later completes

Orientation, no credit will be given to the new member for dues paid by the Designated REALTOR®. If the Designated REALTOR® does not pay the non-member licensee dues, then the Designated REALTOR's® office will be subject to losing all Association privileges.

5. If a new REALTOR® member applying for membership has been associated with another REALTOR® Association during the past twelve (12) months and provides a letter of good standing from the previous association and can provide proof of completing the NAR required Code of Ethics education within the past twelve (12) month period, the part of the Orientation requirement to complete the online New Member Code of Ethics course will be waived.
6. In order to facilitate timely processing of applications for membership and to assist associations in determining an applicant's qualification for REALTOR® membership, ER shall, based on a request from another association, share information about current or former members. Minimum "core" member information shall include:
 - a. Previous applications for membership
 - b. All final findings of Code of Ethics violations and violations of other membership duties within the
 - c. past three (3) years (when available).
 - d. Pending complaints alleging violations of the code of ethics or alleging violations of other
 - e. membership duties.
 - f. Incomplete or (pending) disciplinary measures.
 - g. Pending arbitration requests or hearings.
 - h. Unpaid arbitration awards or unpaid financial obligations to the Association.
 - i. Any misuse of the term REALTOR® or REALTORS® in the name of the applicant's firm.

ER may, at its discretion, consider information received from other associations when determining whether an applicant satisfies the association's membership requirements as established in the association's bylaws.

Section 7-2 Education Classes

1. All endorsements for classes or speakers and all funding requests shall be at the discretion of the Board of Directors.
2. Educational fees and fines shall be as identified in this Section and in **Section 2-5(6)**, of these policies.

CERTIFIED CONTINUING EDUCATION PROVIDER

- a. Upon request, ER will agree to be the Certified Continuing Education Provider for educators providing a class for ER Members that qualifies for continuing education credit under Oregon Real Estate Agency rules and instructor qualification forms as required by the Oregon Real Estate Agency.

- b. Any advertising for the event will include the notice that the class is being provided in coordination with the Eugene REALTORS®.
- c. In the event an ER staff member needs to be present for signing in and signing out, ER Executive Officer will confirm that there is adequate ER staff available to attend the class.
- d. The content and speaker are approved by the Executive Officer, or in the Executive Officer's absence, the Executive Assistant or the Education Committee Chair.
- e. Sign-in sheet with printed name, email address, license number and signature of each attendee.
- f. Sign-out sheet with printed name and signature, signed not more than 15 minutes prior to the conclusion of the class.

Section 7- 3 Professional Standards

1. Per the ER Bylaws, **Article VII, Section 1**, the professional standards program for ER shall be governed by the National Association of REALTORS® Code of Ethics and Arbitration Manual ("COEAM") and as outlined in the [Code of Ethics and Arbitration Manual \(nar.realtor\)](http://nar.realtor.com).
2. Replies to ethics complaints and arbitration requests will only be solicited following the Grievance Committee's determination to forward the complaint/request for a hearing, unless otherwise advised by Association legal counsel.
3. The complaint/request and response, if any, shall be provided to the members of the Hearing Panel at least twenty-one (21) days prior to the hearing in conjunction with the Official Hearing Notice.
4. Appeal/procedural review hearing panels will be appointed by the President, or the President Elect in the event of a conflict of interest for the President, from the current members of the Board of Directors without further ratification needed. Decisions of appeal/procedural review hearing panels that are made of up of current members of the Board of Directors are final and no further ratification is needed. In the event an impartial panel cannot be formed from the current members of the Board of Directors or specific expertise is needed from other members, appointment of the panel must be ratified by the Board of Directors, but the decision of the panel will be final and no further ratification is needed.
5. Individuals involved in alternative enforcement procedures (i.e. – ombudsmen and mediators) may not be called as witnesses in a hearing proceeding.
6. **ETHICS:**
 - a. Any REALTOR® found in violation of the Code of Ethics in a Professional Standards hearing will be assessed an administrative processing fee of five hundred dollars \$500 to cover the cost of holding said hearing. This fee is to be in addition to any sanctions and/or disciplines recommended by the Hearing Panel.

- b. The Hearing Panel Chair, or Appeal Tribunal Chair, whichever is applicable, will rule on hearing postponement requests.
- c. Appropriate and reasonable fines, not to exceed five thousand dollars (\$5,000.00), may be assessed in addition to the administrative processing fee.
- d. In the event that the respondent fails to appear at a duly noticed hearing without first obtaining a continuance or adjournment thereof, the Hearing Panel may, at their discretion, proceed with the hearing in the respondent's absence and reach a decision based on the evidence made available at the hearing.
- e. A party requesting an appeal shall pay a two hundred dollars (\$200.00) appeal filing fee.
- e. The Association shall, and parties shall not, mechanically record hearings. Neither the Association nor the parties shall record appeal hearings. Recordings of original hearings shall be erased upon ratification of the findings by the Board of Directors, completion of the Appeal hearing, or completion of the discipline, whichever is later.
- f. Names of respondents found in violation of an article(s) of the Code of Ethics will not be published.
- g. ER adopts the expedited ethics administration procedures as outlined in [Code of Ethics and Arbitration Manual \(nar.realtor\)](#)
- h. Ethics hearings findings presented to the Board of Directors for ratification will not include the names of the parties, unless otherwise advised by legal counsel.

7. ARBITRATION:

- a. Each party to an arbitration shall pay a filing fee of two hundred fifty dollars (\$250.00). The Grievance Committee shall meet and determine whether or not to forward the request for a hearing within fifteen (15) days of receipt of the request.
- b. The prevailing party's filing fee shall be returned within thirty (30) days of the award being finalized. In the unlikely event of a split award, the hearing panel will determine how much, if any, of the filing fees shall be returned to each party.
- c. If the arbitration is classified as voluntary as defined in the COEAM, both parties must agree that the arbitration will be binding in order to utilize the services of the Association's Professional Standards Committee.
- d. In the event the parties to an arbitration reach a settlement prior to the hearing, the arbitration proceeding shall be terminated. The Association shall retain a portion of the filing fee to cover any costs incurred up to the point of settlement of the dispute and the balance returned to each party within thirty (30) days of the termination. Costs may include but are not limited to:
 - i. Postage for certified mailings with return receipt requested.
 - ii. Photocopies.
 - iii. Staff Time.
 - iv. Legal Expenses
- e. The Hearing Panel Chair, or Procedural Review Panel Chair, whichever is applicable, will rule on hearing postponement requests.
- f. A party requesting a procedural review shall pay a filing fee of one hundred dollars (\$100.00).
- g. The Association shall, and parties shall not, mechanically record hearings. Neither the Association nor the parties shall record procedural review hearings. Recordings of

original hearings shall be erased upon completion of the appeal period, payment of the award, or completion of the procedural review hearing, whichever is later.

- h. ER does not adopt the optional award procedures as outlined in the [Code of Ethics and Arbitration Manual \(nar.realtor\)](#)

8. MEDIATION:

- a. Mediation will be offered in all arbitration requests that are forwarded for a hearing by the Grievance Committee.
- b. Mediation is a voluntary process and no party may be forced to mediate.
- c. If a party appears at a mediation with legal counsel and the other side has not been notified, the unrepresented party will have the option of rescheduling the mediation to a future date when their own counsel may be present.
- d. If, for any reason, any of the parties are unable to participate on the date agreed, or if a party fails to appear at a scheduled mediation, the mediation shall not be rescheduled unless all parties consent.
- e. Mediators may not impose a solution upon parties. Mediators may, with the consent of the parties, offer settlement proposals or evaluations of likely outcomes at arbitration where appropriate.
- f. All mediated agreements shall be reduced to written form, dated and signed by all parties no later than ten (10) days following the conclusion of the mediation.
- g. If any party objects to the Mediator continuing, the mediation shall be postponed and another Mediator shall be assigned. A Mediator shall automatically be disqualified in any case in which said Mediator is:
 - Related by blood or marriage to either the claimant or the respondent;
 - An employer, partner, employee, or in any way associated in business with either the claimant or
 - The respondent; or
 - A party to the hearing, or a party or a witness in any other pending case involving a party to the mediation.
- h. A Mediator will be:
 - An active REALTOR® member in good standing of the Eugene REALTORS®, the Executive Officer, or other competent providers as approved by the Board of Directors of the Eugene REALTORS®.
 - Certified in mediation training that meets OR and/or NAR Mediation Training requirements.
- i. ER will offer mediation as long as there is a minimum of three (3) active Mediators.
- j. If a Mediator is also a member of the professional standards committee, they shall not serve on an arbitration hearing panel in cases where they had initially attempted to resolve the dispute prior to an arbitration hearing or on an ethics hearing panel in cases where an ethics complaint arises out of the same facts and circumstances giving rise to a matter they attempted to mediate.
- k. If a Mediator is also a member of the Board of Directors, they shall not serve on an arbitration procedural review hearing panel in cases where they had initially attempted to resolve the dispute prior to an arbitration hearing or on an ethics appeal hearing panel in cases where an ethics complaint arises out of the same facts and circumstances giving rise to a matter they attempted to mediate.

Ombudsman Program

1. DEFINITION

The Ombudsman Program in its simplest definition is informal telephone mediation. In some cases, it can address and solve minor complaints from the public. It can also solve inter-REALTOR® conflicts before they become serious problems. Like a mediator, an Ombudsman helps parties find solutions.

2. The following types of cases cannot be handled through the Ombudsman Program:

- a. Respondent is not an ER member.
- b. Apparent violations of law.
- c. Fair housing or discrimination issues.
- d. Conflicts that have already been referred to legal counsel, are a subject of an Oregon Real Estate Agency investigation, or are already an ethics or arbitration proceeding in progress.
- e. Large monetary amounts.
- f. Complex cases.
- g. Cases involving more than two parties.
- h. Blatantly unreasonable or uncooperative parties.

3. Ombudsmen are appointed by the President and ratified by the Board of Directors for a one-year term, however, there is no term limit to the number of years the member can serve as an Ombudsman. There shall be no less than two (2) Ombudsmen appointed at any given time. Ombudsmen serve on a volunteer basis and do not receive compensation. The Association will make every effort to incorporate Ombudsman from a variety of real estate specialties.

4. ROLE OF THE OMBUDSMAN

The Ombudsman's role is one of communication and conciliation, not adjudication. Ombudsmen do not determine whether ethics violations have occurred or determine monetary awards; rather, they anticipate, identify, and resolve misunderstandings and disagreements before matters ripen into possible charges of unethical conduct or arbitral disputes. The Ombudsman:

- a. Listens to the complainant's concerns.
- b. Ascertains complainant's desired outcome (revocation of licenses, sanctions, apology, money, etc.).
- c. Fields and responds to a wide variety of inquiries and complaints, including general questions about real estate practice, transaction details, ethical practice, and enforcement issues.
- d. Explains possible avenues that might resolve the issue or reach the desired outcome.
- e. Answers general questions and/or procedural questions and explains the formal ethics complaint process.
- f. Contacts the potential respondent to explain the complainant's concerns and desired outcome.
- g. Tries to bring resolution.
- h. Reports back to the complainant.
- i. Explains the complainant's rights after the completion of the Ombudsman process.

5. **QUALIFICATIONS TO SERVE AS AN OMBUDSMAN** Members volunteering to serve as an Ombudsman must:
 - a. Have ten (10) or more years of real estate licensee experience OR five (5) or more years of real estate licensee experience plus additional qualifications, such as dispute resolution experience.
 - b. Be familiar with the NAR Code of Ethics, state real estate regulations, and current real estate practice.
 - c. Take Professional Standards training on an annual basis and Ombudsmen Training, or equivalent dispute resolution training, on a bi-annual basis.
6. **CONFIDENTIALITY** All communications made to the Ombudsman or the Eugene REALTORS® whether written or oral, shall be confidential and may not be disclosed (other than communicating information and results between staff and the Ombudsman) to any other person for any reason. The Ombudsman's opening statement shall confirm the parties understanding of this prior to discussing the issue.
7. An Ombudsman cannot be called as a witness as part of any future ethics complaint or arbitration request by the complainant or respondent in the matter in which they attempted to resolve in their role as an Ombudsman. This fact shall be made known to the parties during the Ombudsman's opening statement. Additionally, in the event a resolution is not reached through the Ombudsmen process and an ethics complaint or arbitration request goes forward through the Association, the Ombudsman is precluded from participating in any part of the formal process (i.e. Grievance Committee, Hearing Panel, Board ratification, etc.) with respect to that complaint.
8. In the event a written ethics complaint is received by the Eugene REALTORS®, it shall be initially referred to the Ombudsman who will attempt to resolve the matter, excluding complaints alleging violations of the public trust (as defined in **Article IV, Section 2** of the NAR Bylaws*). *For purposes of these policies, a potential violation of the public trust is "demonstrated misappropriation of client or customer funds or property, willful discrimination, or fraud resulting in economic harm.
9. Ombudsmen shall not refer concerns they have regarding the conduct of any party utilizing their services to the Grievance Committee, to the Oregon Real Estate Agency or to any other regulatory body. This prohibition is intended to ensure impartiality and avoid the possible appearance of bias. Ombudsmen are, however, authorized to refer concerns that the public trust may have been violated to the Grievance Committee.
10. In the event the Ombudsman, during the course of attempting to resolve a dispute, concludes that a potential violation of the public trust as defined in Paragraph 8 may have occurred, the process shall be immediately terminated, and the parties shall be advised of their right to pursue a formal ethics complaint or arbitration request; to pursue a complaint with any appropriate governmental or regulatory body; to pursue litigation; and/or to pursue any other available remedy.

11. FAILURE TO COMPLY WITH AN AGREED UPON RESOLUTION

In the event a member fails or refuses to comply with the terms of a mutually agreed on resolution, the complainant shall be entitled to resubmit the original complaint or, where a formal complaint in the appropriate form had not been filed, to file an ethics complaint or arbitration request. The time the matter was originally brought to ER's attention will be noted by the Association's professional standards administrator and the 180-day filing deadline shall be suspended from the date of the complainant's (or potential complainant's) request for informal dispute resolution service or assistance and shall resume when the informal dispute resolution procedures are concluded or terminated. This information shall be provided to the Grievance Committee for purposes of determining whether an ethics complaint is timely filed.

12. The appointed Ombudsmen will meet once per calendar year with the President and Executive Officer to discuss the program and determine if any policy changes or program adjustments are required.

13. PROCEDURES:

- a. Upon receipt of an arbitration request, the Grievance Committee will determine if it is an arbitral matter and if it should be forwarded for a hearing. If the Grievance Committee decides the matter should be forwarded for a hearing, then mediation will be offered to the parties prior to the hearing being scheduled. If they do not wish to mediate or if the mediation does not resolve the dispute, then a hearing will be scheduled, and the matter will proceed under usual arbitration procedures.
- b. The Agreement to Mediate will be signed by all parties prior to scheduling the mediation conference.
- c. If both parties agree to mediation, the matter will be assigned to a Mediator, who will then establish a mutually convenient time and location for the mediation. Each party will receive notice of the date and time for the mediation conference along with information explaining the mediation process at least ten (10) days prior to the scheduled session.
- d. The mediation date and time are typically scheduled at the convenience of the parties not more than sixty (60) days from the date of the request for mediation.
- e. Mediator assignments will be based on random selection and availability. When applicable, subject matter expertise (i.e. – property management, commercial, or farm and land expertise) will also be a factor in Mediator assignment.
- f. If both parties request a specific Mediator, that individual, if available, will be assigned to the mediation conference.
- g. Parties do not need to be represented by attorneys in mediation because the process is nonadversarial and does not involve findings of fact or law. If one party intends to have an attorney present, all other parties to the mediation will be notified at least ten (10) days in advance of the session.
- h. Mediation is not a fact-finding conference and is focused on settlement of the dispute; therefore “witnesses” are rarely helpful or necessary. In rare circumstances, an individual may be able to clarify a misunderstanding and assist in finding a resolution. However, all parties are urged to keep the involvement of such individuals to a minimum. If one party intends to have any such individuals present, all other parties to the mediation will be notified at least ten (10) days in advance of the session.

- i. All parties and the Mediator should attempt to resolve the dispute in a single session. Further sessions shall be scheduled only if all parties and the Mediator agree that it is appropriate.
- j. The Mediator may follow-up by telephone at his/her discretion.
- k. All of the Mediator's notes/documentation associated with the mediation will be submitted to the Association by the Mediator and destroyed following the end of the mediation process.
- l. Neither the parties nor the Mediator shall be/are required to report potential ethical violations discovered as a result of participation in the mediation process.
- m. Obligations of Mediators:
 - Report conflicts of interest.
 - Abide by confidentiality provisions.
 - Complete paperwork in a timely manner.
- n. In instances where, in the opinion of the Mediator, there is an unacceptable risk posed to the safety of any participant, the mediation will be recessed so the Mediator may consult with staff, Association elected leadership, or Association counsel to take steps to ensure the safety of all participants in the mediation or dispute. The Association Board of Directors, the Mediator, and/or staff may, at their discretion, consult with and share necessary information with appropriate law enforcement or other government agencies. The Mediator shall advise the parties regarding this limitation to confidentiality in the opening statement.
- o. There is a presumption of good faith at mediation unless a party demonstrates otherwise. The Mediator shall terminate the mediation if either party acts in bad faith including:
 - falsifying/withholding information central to the mediation; or
 - using the mediation process merely to gain an advantage in further proceedings. Bad faith does not include failing to reach agreement or to compromise further than a party believes appropriate.
- p. The mediation session should be kept fundamentally simple:
 - The Mediator encourages the parties to understand each other's position.
 - If the parties reach a mutually acceptable solution, the agreement is put into writing and signed by all parties.
 - If the parties are unable to reach a mutually acceptable solution, the Mediator may recommend a solution.
 - The parties will then have a specified amount of time (not to exceed 48 hours) to consider the recommendation and decide whether they will agree to it. Any party who does not respond to the recommendation within the specified time period will be deemed to have rejected the suggested solution.
 - If all parties agree to the recommendation, the agreement is put into writing and signed by all parties.
 - If either party does not agree with the recommendation, the mediation process is over and the arbitration process proceeds (if arbitration has been requested).

EAR Policies and Procedures
EXHIBIT A: CODE OF CONDUCT

Officers, Directors, Committee Chairs, and Staff of the Eugene REALTORS® shall:

1. Act in the best interest of and fulfill their obligation to the Eugene REALTORS® members.
2. Act honestly, fairly, ethically and with integrity.
3. Conduct themselves in a professional, courteous, and respectful manner.
4. Comply with all applicable laws, rules, and regulations.
5. Act in good faith, responsibly, with due care, competence, and diligence, without allowing their independent judgment to be subordinated.
6. Act in a manner to enhance and maintain the reputation of the Eugene REALTORS®.
7. Maintain confidentiality of information until such time as it is decided that a “public” statement will be made, or position taken or when authorized or legally required to disclose such information.
8. Not use confidential information acquired in the course of their service as Directors for their personal advantage.
9. Disclose potential conflicts of interest that they may have regarding any matters that may come before the Board and abstain from discussion and voting on any matter which the Director has, or may have, a conflict of interest pursuant to the Conflict of Interest Policy adopted by the Board and future modifications which may be adopted by the Board in the future.
10. Make available to, and share with, fellow Leadership information as may be appropriate to ensure proper conduct and sound operation of the Eugene REALTORS® and its Board of Directors.
11. Avoid sensitive or controversial topics in your leadership role that may adversely affect the association's reputation or membership relations, especially on social media.
12. A Leader who has concerns regarding compliance with Compliance Guidelines should raise those concerns with the Officers, who will determine what action shall be taken to deal with the concern. In the extremely unlikely event that a waiver of these Guidelines for a Board member would be in the best interest of the Eugene REALTORS®, it must be approved by the Board of Directors.
13. All Leaders agree to be fully prepared and present at all meetings and will abstain from using technology for non-Board activities during the scheduled Board meetings.
14. Absence from three (3) of the regular meetings, including annual membership meetings and required OR meetings, during a Calendar year without an excused absence from the President in advance of the regularly scheduled meeting shall be construed as resignation from the Board of Directors.
15. All Leaders acknowledge that there is an expectation that they will voluntarily make (at a minimum) their “fair share” investment to RPAC.

NAME (print): _____ agrees to annually sign a confirmation that they have read and will comply with this code before attending their first meeting.

SIGNATURE: _____ Date: _____

ER Policies and Procedures
EXHIBIT B: Mandated Sick Leave Policy for Eugene REALTORS®

Approval is required from the EO in advance of taking PTO time, unless it is being used for sick leave. The Executive Officer may ask to request extended time off plans at the beginning of each year, then will determine whether, due to Association demands, the organization will have certain “blackout” periods during which employees may not take PTO. For purposes of this policy, use of PTO for any of the five reasons listed below constitutes use of PTO for “sick leave”:

1. For an employee’s mental or physical illness, injury or health condition; need for medical diagnosis, care or treatment of a mental or physical illness, injury or health condition; or need for preventive medical care.
2. For care of a family member with a mental or physical illness, injury or health condition; care of a family member who needs medical diagnosis, care, or treatment of a mental or physical illness, injury or health condition; or care of a family member who needs preventive medical care.
3. For the following purposes specified in ORS 659A.159:
 - a. To care for an infant or newly adopted child under 18 years of age, or for a newly placed foster child under 18 years of age, or for an adopted or foster child older than 18 years of age if the child is incapable of self-care because of a mental or physical disability. Leave under this subsection must be completed within 12 months after birth or placement of the child, and an eligible employee is not entitled to any period of leave under this subsection after the expiration of 12 months after birth or placement of the child.
 - b. To care for a family member with a serious health condition as defined in OAR 839-009-0210(22).
 - c. To recover from or seek treatment for a serious health condition of the employee as defined in OAR 839-009-0210(22) that renders the employee unable to perform at least one of the essential functions of the employee’s regular position.
 - d. To care for a child of the employee who is suffering from an illness, injury or condition that is not a serious health condition as defined in OAR 839-009-0210(22), but that requires home care.
 - e. To deal with the death of a family member within 60 days of the date on which the eligible employee receives notice of the death of a family member by:
 - Attending the funeral or alternative to a funeral of the family member;
 - Making arrangements necessitated by the death of the family member; or
 - Grieving the death of the family member.
4. For the following purposes specified in ORS 659A.272:
 - a. To seek legal or law enforcement assistance or remedies to ensure the health and safety of the employee or the employee’s minor child or dependent, including preparing for and participating in protective order proceedings or other civil or criminal legal proceedings related to domestic violence, harassment, sexual assault or stalking.

- b. To seek medical treatment for or to recover from injuries caused by domestic violence or sexual assault to or harassment or stalking of the eligible employee or the employee's minor child or dependent.
 - c. To obtain, or to assist a minor child or dependent in obtaining, counseling from a licensed mental health professional related to an experience of domestic violence, harassment, sexual assault or stalking.
 - d. To obtain services from a victim services provider for the eligible employee or the employee's minor child or dependent.
 - e. To relocate, pursuant to OAR 839-009-0345(5), or take steps to secure an existing home to ensure the health and safety of the eligible employee or the employee's minor child or dependent.
5. In the event of a public health emergency, including, but not limited to:
- a. Closure of the employee's place of business, or the school or place of care of the employee's child, by order of a public official due to a public health emergency;
 - b. A determination by a lawful public health authority or by a health care provider that the presence of the employee or the family member of the employee in the community would jeopardize the health of others, such that the employee must provide self-care or care for the family member; or
 - c. The exclusion of the employee from the workplace under any law or rule that requires the employer to exclude the employee from the workplace for health reasons. For purposes of the above, "Family member" means an employee's spouse, domestic partner, custodial parent, non-custodial parent, adoptive parent, foster parent, biological parent, stepparent, parent in-law, a parent of an employee's domestic partner, an employee's grandparent or grandchild, or a person with whom the employee is or was in a relationship of in loco parentis. "Family member" also includes the biological, adopted, foster child or stepchild of an employee or the child of an employee's domestic partner. An employee's child in any of these categories may be either a minor or an adult at the time the employee uses sick time.

If use of PTO for sick leave is foreseeable, such as a pre-scheduled medical appointment, employee must make a reasonable effort to schedule an absence in a manner that does not unduly disrupt the Association's operations. Anytime that more than three consecutive scheduled workdays of PST for sick leave, the Association reserves the right to require the employee to provide verification from a health care provider of the need to take the time off, or certification, as specified in ORS 659A.280, of need to take leave for a purpose specified in ORS 659A.272 (relating to harassment, stalking, sexual assault, and domestic violence).

EXHIBIT C

EngagED Policy Handbook for Eugene REALTORS®

Effective Date: November 2023

Table of Contents:

Introduction
Committee Objectives
Committee Structure
Responsibilities and Duties
Social Media Guidelines
Education Initiatives
Collaboration with Other Committees and Departments
Reporting and Evaluation
Code of Conduct
Amendments to the Handbook
Conclusion

Introduction:

Welcome to the EngagED Committee of Eugene REALTORS®. This policy handbook serves as a guide to outline the purpose, structure, responsibilities, and procedures of the committee. Together, we will focus on utilizing social media platforms effectively and developing educational initiatives to enhance the knowledge and skills of our members.

Committee Objectives:

The EngagED Committee is responsible for:

1. Developing and implementing social media strategies to enhance the association's online presence and engagement.
2. Creating educational initiatives and resources to support the professional development of Eugene REALTOR® members.
3. Promoting collaboration between the association and its members in utilizing social media and educational opportunities.

Committee Structure:

1. Chairperson:

The committee will be led by a Chairperson who will be appointed by president and ratified by BOD. The Chairperson will be responsible for coordinating committee activities, presiding over meetings, and serving as the primary point of contact for the committee.

2. Members:

Committee membership will consist of volunteers from Eugene REALTORS® who possess expertise in social media management, marketing, and education. Realtor members should be committed to actively participating in committee activities and contribute their knowledge and skills to achieve the committee's objectives.

Responsibilities and Duties:

1. Social Media Responsibilities:
 - a. Developing and implementing a social media strategy aligned with the association's goals.
 - b. Managing and regularly updating social media platforms to promote Eugene REALTORS® activities, news, and events.
 - c. Monitoring and responding to inquiries, comments, and messages received through social media channels promptly and professionally.
 - d. Collaborating with other committees and departments to ensure consistent messaging and branding across all social media platforms.
2. Education Responsibilities:
 - a. Identifying educational needs and interests of Eugene REALTOR® members.
 - b. Developing educational initiatives, including workshops, webinars, and seminars, to enhance members' professional skills and knowledge.
 - c. Collaborating with subject matter experts to deliver high-quality educational content and resources.
 - d. Promoting awareness of educational opportunities available to members through various communication channels.

Social Media Guidelines:

1. Branding and Messaging:
 - a. Adhering to Eugene REALTORS® branding guidelines and ensuring consistent messaging in all social media communications.
 - b. Maintaining a professional and respectful tone in all interactions.
 - c. Avoiding sensitive or controversial topics that may adversely affect the association's reputation or membership relations.
2. Content Creation and Posting:
 - a. Creating engaging, informative, and relevant content for social media platforms.
 - b. Ensuring accuracy and fact-checking before sharing any information.
 - c. Following best practices for content formatting, including the use of visuals, hashtags, and links where appropriate.
 - d. Scheduling and posting content regularly, considering the optimal times for maximum reach and engagement.
3. Monitoring and Moderation:
 - a. Monitoring social media channels for comments, messages, and mentions related to Eugene REALTORS®.
 - b. Responding to inquiries, comments, and messages promptly, professionally, and in line with the association's communication policies.
 - c. Moderating discussions and notifying staff and/or president of any inappropriate or offensive content in a respectful and timely manner.

Education Initiatives:

1. Needs Assessment:
 - a. Conducting regular surveys or assessments to identify the educational needs and preferences of Eugene REALTORS® members.
 - b. Analyzing the assessment findings to develop targeted educational initiatives that align with the identified needs.
2. Workshop and Webinar Development:
 - a. Collaborating with subject matter experts and industry professionals to develop informative and interactive workshops and webinars.
 - b. Ensuring that educational initiatives cover a wide range of topics relevant to real estate professionals, including industry trends, best practices, and legal updates.
3. Resource Development:
 - a. Creating educational resources, such as guides, checklists, and templates, to support the ongoing professional development of members.
 - b. Making resources accessible through the association's website, member portal, or other appropriate channels.
4. Collaboration with Other Committees and Departments:

The EngagED Committee will actively collaborate with other committees and departments within Eugene REALTORS® to:

 - a. Coordinate social media efforts for association events, initiatives, and campaigns as approved.
 - b. Incorporate educational components into other committee activities and events.
 - c. Share relevant educational resources and information with other committees for their initiatives.

Reporting and Evaluation:

1. Progress Reports:

The committee will provide regular progress reports to the association's leadership, updating them on social media activities, educational initiatives, outcomes, and any challenges encountered.
2. Evaluation:

The committee will periodically evaluate the effectiveness of social media strategies and educational initiatives by performing a social media audit. This evaluation will involve analyzing engagement metrics, member feedback, and other relevant data to identify areas for improvement and inform future decision-making.

Code of Conduct:

All committee members are expected to adhere to the association's code of conduct, treating fellow members, stakeholders, and the public with respect, professionalism, and inclusivity in all communications and interactions.

Amendments to the Handbook:

This handbook is subject to periodic review and amendments. Any proposed changes should be submitted to the association's leadership for approval. Once approved, updated versions of the handbook will be provided to all committee members.

Conclusion:

By joining the EngagED committee, you are actively contributing to the growth, engagement, and professional development of Eugene REALTORS® members. Your dedication to maintaining an impactful social media presence and delivering valuable educational initiatives will help strengthen the association and support the success of its members.