

1 **State of Arkansas**
2 **78th General Assembly**
3 **Regular Session, 1991**
4 **By: Representative Dietz**

A Bill ACT 423 OF 1991

HOUSE BILL 1725

For An Act To Be Entitled

8 "AN ACT TO AMEND THE ARKANSAS REAL ESTATE LICENSE LAW TO
9 RE-ESTABLISH THE MAXIMUM LICENSE AND RELATED FEES TO BE
10 PAID BY REAL ESTATE BROKERS AND SALESMEN; AND FOR OTHER
11 PURPOSES."

12
13 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

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15 SECTION 1. Arkansas Code Annotated Section 17-35-304(c) is hereby
16 amended to read as follows:

17 "(c) Every application for a license under the provisions of this
18 chapter shall be accompanied by an application fee that the commission may by
19 regulation require. However, no application fee for a real estate salesman's
20 or a real estate broker's license shall exceed fifty dollars (50.00)."

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22 SECTION 2. Arkansas Code Annotated Section 17-35-304(d) is hereby
23 amended to read as follows:

24 "(d) Every application for a license shall also be accompanied by an
25 examination fee that the commission may by regulation require. However, the
26 commission, at its discretion, may direct each applicant to pay the actual
27 cost of the examination fee directly to a testing service engaged by the
28 commission to administer the examination. No examination fee for a real estate
29 license shall exceed seventy-five dollars (\$75.00)."

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31 SECTION 3. Arkansas Code Annotated Section 17-35-306 is hereby amended
32 to read as follows:

33 "17-35-306. Fees - Original and renewal.

34 (a) The original fee and the annual renewal fee for each real estate
35 broker's license and each real estate salesman's license shall be the amount
36 the commission may require by regulation.

1 (b) The original fee for each real estate broker's license shall not
2 exceed sixty dollars (\$60.00), and the annual renewal fee shall not exceed
3 sixty dollars (\$60.00).

4 (c) The original fee for each real estate salesman's license shall not
5 exceed forty dollars (\$40.00), and the annual renewal fee shall not exceed
6 forty dollars (\$40.00)."

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8 SECTION 4. Arkansas Code Annotated Section 17-35-307(c)(3) is hereby
9 amended to read as follows:

10 "(3) However, the fee for the renewal of a broker's lapsed license
11 shall not exceed ninety dollars (\$90.00) per year or fraction thereof, and
12 that of a salesman's lapsed license shall not exceed sixty dollars (\$60.00)
13 per year or fraction thereof."

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15 SECTION 5. Arkansas Code Annotated Section 17-35-308(d) is hereby
16 amended to read as follows:

17 "(d) However, no license reissuance fee shall exceed thirty dollars
18 (\$30.00)."

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20 SECTION 6. Arkansas Code Annotated Section 17-35-312(b) is hereby
21 amended to read as follows:

22 "(b) However, no initial duplicate license fee or renewal duplicate
23 license fee shall exceed thirty dollars (\$30.00)."

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25 SECTION 7. Arkansas Code Annotated Section 17-35-313(d)(2) is hereby
26 amended to read as follows:

27 "(2) Payment of a transfer fee that the commission may by regulation
28 require. However, no transfer fee shall exceed thirty dollars (\$30.00)."

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30 SECTION 8. All provisions of this act of a general and permanent nature
31 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
32 Revision Commission shall incorporate the same in the Code.

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34 SECTION 9. If any provision of this act or the application thereof to
35 any person or circumstance is held invalid, such invalidity shall not affect

1 other provisions or applications of the act which can be given effect without
2 the invalid provision or application, and to this end the provisions of this
3 act are declared to be severable.

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5 SECTION 10. All laws and parts of laws in conflict with this act are
6 hereby repealed.

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8 SECTION 11. EMERGENCY. It is hereby found and determined by the
9 General Assembly that the current maximum fee levels are inadequate to permit
10 the Arkansas Real Estate Commission to continue to effectively and efficiently
11 license and regulate real estate brokers and salesmen, and that such threatens
12 the public health, welfare and safety. Therefore, an emergency is hereby
13 declared to exist and this act being necessary for the preservation of the
14 public peace, health and safety shall be in full force and effect from and
15 after its passage and approval.

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APPROVED: 3-8-91

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