

1 **State of Arkansas**  
2 **78th General Assembly**  
3 **Regular Session, 1991**

**A BILL ACT 1142 OF 1991**  
**HOUSE BILL 2041**

4 **By: Representatives Dietz and Thicksten**

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**For An Act To Be Entitled**

8 "AN ACT TO AUTHORIZE THE ARKANSAS REAL ESTATE COMMISSION  
9 TO ESTABLISH THE PRE-LICENSURE EDUCATIONAL REQUIREMENTS  
10 FOR REAL ESTATE BROKERS AND SALESMEN; AND FOR OTHER  
11 PURPOSES."

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

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15 SECTION 1. Arkansas Code Annotated Section 17-35-303(a)(3) is hereby  
16 amended to read as follows:

17 "(3) In addition to fulfilling the requirements of subdivision (1) or  
18 (2) of this subsection, the broker applicant shall file a certificate or  
19 certificates or authenticated copies thereof stating that the applicant has  
20 successfully completed within thirty-six (36) months immediately preceding the  
21 date of his/her application a course or courses of instruction in real estate  
22 by actual classroom attendance for such number of hours not to exceed one  
23 hundred twenty (120) hours as the commission may by regulation require. In  
24 establishing the minimum number of hours required, the commission shall give  
25 due consideration to the hours necessary to provide instruction in basic  
26 competencies required for a broker's license and to the advice and  
27 recommendations of the State Board of Private Career Education."

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29 SECTION 2. Arkansas Code Annotated Section 17-35-303(b) is hereby  
30 amended to read as follows:

31 "(b) All classroom hours required by this chapter shall be conducted  
32 by:

33 (1) An accredited college or university wherever situated; or

34 (2) A school or organization licensed by the State Board of Private  
35 Career Education."

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1 SECTION 3. Arkansas Code Annotated Section 17-35-303(c) is hereby  
2 amended to read as follows:

3 "(c) The course or courses of instruction requirement as provided by  
4 subsections (a) and (d) of this section may be satisfied by successful  
5 completion of such correspondence courses as the commission may by regulation  
6 require, giving due consideration to the correspondence conversion from the  
7 number of hours necessary to provide instruction in basic competencies  
8 required for a broker's license or salesman's license, as the case may be, and  
9 to the advice and recommendations of the State Board of Private Career  
10 Education."

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12 SECTION 4. Arkansas Code Annotated Section 17-35-303(d) is hereby  
13 amended to read as follows:

14 "(d) Each applicant for an original salesman's license shall file a  
15 certificate or certificates or authenticated copies thereof stating that the  
16 applicant has successfully completed a course or courses of instruction,  
17 including a course of not less than thirty (30) hours in the basic principles  
18 of real estate, by actual classroom attendance for such number of hours not to  
19 exceed ninety (90) hours as the commission may by regulation require. In  
20 establishing the minimum number of hours required, the commission shall give  
21 due consideration to the hours necessary to provide instruction in basic  
22 competencies required for a salesman's license and to the advice and  
23 recommendations of the State Board of Private Career Education."

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25 SECTION 5. The effective date of this Act shall be January 1, 1992, and  
26 its provisions shall apply to all applicants who sit for the examination after  
27 January 1, 1992. For all applicants who sit for the examination during 1991,  
28 the existing pre-licensure education requirements shall continue to apply.

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30 SECTION 6. 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 7. 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 8. All laws and parts of laws in conflict with this Act are  
6 hereby repealed.

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APPROVED: 4/9/91

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