

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

4 **By: Representatives Dietz and Thicksten**

A Bill ACT 1142 OF 1991

HOUSE BILL 2041

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."

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

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."

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

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

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

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

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

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31 SECTION 6. All provisions of this Act of a general and permanent nature
32 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
33 Revision Commission shall incorporate the same in the Code.

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35 SECTION 7. If any provision of this Act or the application thereof to

1 any person or circumstance is held invalid, such invalidity shall not affect
2 other provisions or applications of the Act which can be given effect without
3 the invalid provision or application, and to this end the provisions of this
4 Act are declared to be severable.

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

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12 APPROVED: 4/9/91

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