

1 STATE OF OKLAHOMA

2 2nd Session of the 51st Legislature (2008)

3 HOUSE BILL 2565

By: Martin (Steve)

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5
6 AS INTRODUCED

7 An Act relating to professions and occupations;
8 amending 59 O.S. 2001, Sections 858-302, as last
9 amended by Section 1, Chapter 59, O.S.L. 2005 and
10 858-303, as amended by Section 2, Chapter 59, O.S.L.
11 2005 (59 O.S. Supp. 2007, Sections 858-302 and 858-
12 303), which relate to the Oklahoma Real Estate
13 License Code; modifying license eligibility for a
14 real estate associate and broker; and providing an
15 effective date.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. AMENDATORY 59 O.S. 2001, Section 858-302, as
18 last amended by Section 1, Chapter 59, O.S.L. 2005 (59 O.S. Supp.
19 2007, Section 858-302), is amended to read as follows:

20 Section 858-302. A. Any person of good moral character,
21 eighteen (18) years of age or older who has no felony convictions,
22 and who shall submit to the Commission evidence of successful
23 completion of ninety (90) clock hours or its equivalent as
24 determined by the Commission of basic real estate instruction in a
course of study approved by the Commission, may apply to the

1 Commission to take an examination for the purpose of securing a
2 license as a provisional sales associate.

3 B. Application shall be made upon forms prescribed by the
4 Commission and shall be accompanied by an examination fee as
5 provided for in this Code and all information and documents the
6 Commission may require.

7 C. The applicant shall appear in person before the Commission
8 for an examination which shall be in the form and inquire into the
9 subjects the Commission shall prescribe.

10 D. If it shall be determined that the applicant shall have
11 passed the examination, received final approval of the application,
12 and paid the appropriate license fee provided for in this Code along
13 with the Oklahoma Real Estate Education and Recovery Fund fee, the
14 Commission shall issue to the applicant a provisional sales
15 associate license.

16 E. Following the issuance of a provisional sales associate
17 license, the licensee shall then submit to the Commission, prior to
18 the expiration of the provisional license, evidence of successful
19 completion of forty-five (45) clock hours or its equivalent as
20 determined by the Commission of posteducation real estate
21 instruction in a course(s) of study approved by the Commission. A
22 provisional sales associate who fails to submit evidence of
23 compliance with the posteducation requirement pursuant to this
24 section, prior to the first expiration date of the provisional sales

1 associate license, shall not be entitled to renew such license for
2 another license term. However, the Commission shall promulgate
3 rules for those persons called into active military service for
4 purposes of satisfying the posteducation requirement.

5 SECTION 2. AMENDATORY 59 O.S. 2001, Section 858-303, as
6 amended by Section 2, Chapter 59, O.S.L. 2005 (59 O.S. Supp. 2007,
7 Section 858-303), is amended to read as follows:

8 Section 858-303. A. Any person of good moral character, who
9 holds a renewable sales associate license, who has no felony
10 convictions, and who shall have had two (2) years' experience,
11 within the previous five (5) years, as a licensed real estate sales
12 associate or provisional sales associate, or its equivalent, and who
13 shall submit to the Commission evidence of successful completion of
14 ninety (90) clock hours or its equivalent as determined by the
15 Commission of advanced real estate instruction in a course of study
16 approved by the Commission, which instruction shall be in addition
17 to any instruction required for securing a license as a real estate
18 sales associate, may apply to the Commission to take an examination
19 for the purpose of securing a license as a real estate broker or
20 broker associate.

21 B. Application shall be made upon forms prescribed by the
22 Commission and shall be accompanied by an examination fee as
23 provided for in this Code and all information and documents the
24 Commission may require.

1 C. The applicant shall appear in person before the Commission
2 for an examination which shall be in the form and shall inquire into
3 the subjects which the Commission shall prescribe.

4 D. If it shall be determined that the applicant shall have
5 passed the examination, received final approval of the application,
6 and paid the appropriate license fee provided for in this Code along
7 with the Oklahoma Real Estate Education and Recovery Fund fee, the
8 Commission shall issue to the applicant a broker or broker associate
9 license.

10 SECTION 3. This act shall become effective November 1, 2008.

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