

**Fifty-eighth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 7, 2003**

SENATE BILL NO. 2146
(Senators J. Lee, Lyson)
(Representatives Weiler, Potter)
(At the request of the Real Estate Commission)

AN ACT to amend and reenact sections 43-23-13 and 43-23-13.1 of the North Dakota Century Code, relating to real estate broker and real estate salesperson license and renewal fees.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 43-23-13 of the North Dakota Century Code is amended and reenacted as follows:

43-23-13. Fees. Fees for real estate brokers and real estate salespersons are as follows:

1. A fee of ~~sixty~~ not more than two hundred dollars, as set by the commission, must accompany an application for an individual's real estate broker's license and for each annual renewal of the license.
2. For each license issued to a partnership, association, corporation, limited liability company, trust, cooperative, or other firm or entity, foreign or domestic, and for each annual renewal of the license, a fee of ~~sixty~~ not more than two hundred dollars, as set by the commission.
3. For an individual's real estate salesperson's license and for each annual renewal of the license, a fee of ~~fifty~~ not more than two hundred dollars, as set by the commission.
4. ~~For each additional office or place of business, an annual fee of ten dollars~~ The commission shall set and collect reasonable fees to help offset the cost of operating the commission.
5. ~~For each change of office or place of business, a fee of ten dollars.~~
6. ~~For each transfer of a real estate salesperson's license, a fee of ten dollars.~~
7. ~~For each duplicate license, where the original license is lost or destroyed and affidavit made thereof, a fee of ten dollars.~~
8. ~~For each examination given to an applicant, before a license is issued, a fee in an amount equal to the actual costs of the examination and its administration.~~
9. ~~For each change of name, a fee of ten dollars.~~

SECTION 2. AMENDMENT. Section 43-23-13.1 of the North Dakota Century Code is amended and reenacted as follows:

43-23-13.1. License renewal. Every person licensed to practice as a real estate broker or real estate salesperson must register annually with the commission and pay the appropriate annual renewal fee as provided in section 43-23-13. The application for renewal must be accompanied by such certification as required by this chapter and rules of the commission to show compliance with the educational requirements of sections 43-23-08 and 43-23-08.2, and is to be submitted to the commission with the appropriate fee no later than December thirty-first of each year. A licensee who fails to file a timely application for the renewal of any license and pay the renewal fee may file a late renewal application, together with the required educational certification, before March first of the subsequent year and shall pay, in addition to the renewal fee, ~~the sum of ten dollars~~ a late fee as set by

the commission for each month or fraction thereof after January first. Any license not renewed by March first must be canceled. The cancellation must be performed without any notice or opportunity for hearing. Any person whose license has been canceled and who desires relicensure must be required to satisfy the application and examination requirements for prospective licensees in accordance with this chapter and rules of the commission.

No licensee may engage in any activity after December thirty-first of any year for which a license is required under this chapter unless that person's license has been renewed by the commission.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-eighth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2146.

Senate Vote: Yeas 32 Nays 15 Absent 0

House Vote: Yeas 75 Nays 14 Absent 5

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2003.

Approved at _____ M. on _____, 2003.

Governor

Filed in this office this _____ day of _____, 2003,

at _____ o'clock _____ M.

Secretary of State