

HOUSE BILL NO. 1074

Introduced by

Industry, Business and Labor Committee

(At the request of the Real Estate Commission)

1 A BILL for an Act to amend and reenact sections 43-23-13.1 and 43-23-17 of the North Dakota
2 Century Code, relating to the application deadline for renewal of a real estate license and
3 practicing as a real estate broker or salesperson without a license; and to provide a penalty.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1. AMENDMENT.** Section 43-23-13.1 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **43-23-13.1. License renewal.**

8 Every person licensed to practice as a real estate broker or real estate salesperson must
9 register annually with the commission and pay the appropriate annual renewal fee as provided
10 in section 43-23-13. The application for renewal must be accompanied by such certification as
11 required by this chapter and rules of the commission to show compliance with the educational
12 requirements of sections 43-23-08 and 43-23-08.2, and is to be submitted to the commission
13 with the appropriate fee no later than ~~December thirty first of each year~~ the application deadline
14 set by the commission. A licensee who fails to file a timely application for the renewal of any
15 license and pay the renewal fee on or before the application deadline may file a late renewal
16 application, together with the required educational certification, before March first of the
17 subsequent year and shall pay, in addition to the renewal fee, a late fee as set by the
18 commission for each month or fraction thereof after ~~January first~~ the application deadline. Any
19 license not renewed by March first must be canceled. The cancellation must be performed
20 without any notice or opportunity for hearing. Any person whose license has been canceled and
21 who desires relicensure must be required to satisfy the application and examination
22 requirements for prospective licensees in accordance with this chapter and rules of the
23 commission.

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

4 **SECTION 2. AMENDMENT.** Section 43-23-17 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **43-23-17. Penalty.**

7 Any person violating section 43-23-05 is guilty of a class AB misdemeanor. Any person
8 violating section 43-23-14.1 is guilty of an infraction.