

Sixty-first
Legislative Assembly
of North Dakota

SENATE BILL NO. 2200

Introduced by

Senators J. Lee, Nelson, Nething

Representatives Berg, Potter

1 A BILL for an Act to amend and reenact section 43-23-08.2 of the North Dakota Century Code,
2 relating to continuing education requirements for real estate brokers and salespersons.

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

4 **SECTION 1. AMENDMENT.** Section 43-23-08.2 of the North Dakota Century Code is
5 amended and reenacted as follows:

6 **43-23-08.2. License renewal - Continuing education required.** ~~Commencing~~
7 ~~January 1, 2000, and every two years thereafter,~~

8 1. The commission may establish the conditions under which each applicant for
9 renewal of a broker's or salesperson's license ~~shall~~, in addition to the requirements
10 of section 43-23-08, shall submit proof of participation in ~~not less than sixteen~~
11 ~~hours of approved continuing education, six of which must be completed in the first~~
12 ~~year. If a broker or salesperson will not have been licensed two years on the date~~
13 ~~the individual is required to certify continuing education hours, the number of~~
14 ~~required hours may be reduced in accordance with rules adopted by the~~
15 ~~commission.~~ In establishing the conditions for continuing education, the
16 commission may determine the required number of hours, the frequency and
17 conditions of reporting requirements, and all other terms and conditions of
18 continuing education compliance. The commission shall set standards for the
19 approval of lectures, seminars, courses of instruction, and correspondence courses
20 that qualify for satisfaction of this requirement, and shall maintain a current list of
21 lectures, seminars, courses of instruction, and correspondence courses so
22 approved. Lectures, seminars, courses of instruction, and correspondence
23 courses may not require passing of a test to qualify for satisfaction of this
24 requirement. Licensees ~~shall~~ must have the option of attending an approved

- 1 course of instruction in person or taking an approved correspondence course.
2 Attendance at a course or the completion of a correspondence course must be
3 documented in accordance with procedures established by the commission. The
4 commission may adopt rules concerning implementation of this section pursuant to
5 chapter 28-32.
- 6 2. A license may not be renewed by the commission unless the proper certification
7 showing fulfillment of the continuing education requirements of this section and the
8 appropriate licensing fees are submitted to the commission in accordance with
9 section 43-23-13.1.
- 10 3. The commission may exempt licensees from the continuing education
11 requirements of this section for reasons relating to the licensee's health, military
12 service, or for other good cause. Licensees who have held a real estate license for
13 fifteen continuous years on January 1, 1984, are exempt from the requirements of
14 this section.