

Notice of Proposed Rule

DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION

RULE NO: RULE TITLE

[61-35.0271](#): Real Estate: Application for Sales Associate Licensure[61-35.02711](#): Real Estate: Application for Broker Licensure[61-35.02712](#): Real Estate: Application for Real Estate Instructor Permit[61-35.02713](#): Real Estate: Application for School Chief Administrator[61-35.02714](#): Real Estate: Application for School Permit[61-35.02715](#): Real Estate: Real Estate School Change of Status Transactions[61-35.02716](#): Real Estate: Application for Real Estate Company[61-35.02717](#): Real Estate: Application for Branch Office[61-35.02718](#): Real Estate: Application for Additional School Location[61-35.02719](#): Real Estate: Sales Associate/Broker Sales Associate (SL/BL) Transactions[61-35.0272](#): Real Estate: Broker (BK) Transactions[61-35.02721](#): Real Estate: Real Estate Company Transactions[61-35.02722](#): Real Estate: Instructor Transactions[61-35.02723](#): Real Estate: School Chief Administrator Transaction

PURPOSE AND EFFECT: The purpose and effect of the proposed rule is to create more efficient licensure application forms.

SUMMARY: Application forms covering every licensure requirement to practice real estate.

OTHER RULES INCORPORATING THIS RULE: Various rules of the Commission in Chapter 61J2, F.A.C., will need to reference various forms currently being adopted, based on the licensure rules. At this time it is unknown exactly which rules will reference which forms.

EFFECT ON THOSE OTHER RULES: The purpose and effect of the proposed rule is to create more efficient licensure application forms.

SUMMARY OF STATEMENT OF ESTIMATED REGULATORY COSTS: The agency has determined that these rules will have not an impact on small business. A Statement of Estimated Regulatory Cost has not been prepared by the agency.

Any person who wishes to provide information regarding a statement of estimated regulatory costs, or provide a proposal for a lower cost regulatory alternative must do so in writing within 21 days of this notice.

SPECIFIC AUTHORITY: [20.165\(8\)](#), [455.203](#), [455.213 FS](#).LAW IMPLEMENTED: [455.271](#), [475.15](#), [475.161](#), [475.17](#), [475.175](#), [475.180](#), [475.181](#), [475.182](#), [475.183](#), [475.215](#), [475.23](#), [475.24](#), [559.79 FS](#).

IF REQUESTED WITHIN 21 DAYS OF THE DATE OF THIS NOTICE, A HEARING WILL BE SCHEDULED AND ANNOUNCED IN FAW.

Pursuant to the provisions of the Americans with Disabilities Act, any person requiring special accommodations to participate in this workshop/meeting is asked to advise the agency at least 5 days before the workshop/meeting by contacting: Thomas O'Bryant, Jr., (407)481-5662. If you are hearing or speech impaired, please contact the agency using the Florida Relay Service, 1(800)955-8771 (TDD) or 1(800)955-8770 (Voice).

THE PERSON TO BE CONTACTED REGARDING THE PROPOSED RULE IS: Thomas O'Bryant, Jr., (407) 481-5662

THE FULL TEXT OF THE PROPOSED RULE IS:

61-35.0271 Real Estate: Application for Sales Associate Licensure.Form number DBPR RE 1, Application for Sales Associate Licensure, effective _____, is adopted and incorporated by reference.Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.161, 475.17, 475.175, 475.180, 475.181 FS. History--New _____.

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61-35.02711 Real Estate: Application for Broker Licensure.

Form number DBPR RE 2, Application for Broker Licensure, effective _____, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.17, 475.175, 475.180, 475.181 FS. History–New _____.

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61-35.02712 Real Estate: Application for Real Estate Instructor Permit.

Form number DBPR RE 3, Application for Real Estate Instructor Permit, effective _____, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.175, 475.180, 475.181, 475.183, 475.451 FS. History–New _____.

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61-35.02713 Real Estate: Application for School Chief Administrator.

Form number DBPR RE 4, Application for School Chief Administrator, effective _____, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.175, 475.180, 475.181, 475.183, 475.451 FS. History–New _____.

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61-35.02714 Real Estate: Application for School Permit.

Form number DBPR RE 5, Application for School Permit, effective _____, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.175, 475.180, 475.181, 475.451, 559.79 FS. History–New _____.

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61-35.02715 Real Estate: Real Estate School Change of Status Transactions.

Form number DBPR RE 6, Real Estate School Change of Status Transactions, effective _____, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.183, 475.23, 559.79 FS. History–New _____.

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61-35.02716 Real Estate: Application for Real Estate Company.

Form number DBPR RE 7, Application for Real Estate Company, effective _____, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.15, 475.181, 475.22, 559.79 FS. History–New _____.

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61-35.02717 Real Estate: Application for Branch Office.

Form number DBPR RE 8, Application for Branch Office, effective _____, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.15, 475.180, 475.181, 475.23, 475.24, 559.79 FS. History–New _____.

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61-35.02718 Real Estate: Application for Additional School Location.

Form number DBPR RE 9, Application for Additional School Location, effective _____, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.180, 559.79 FS. History–New _____.

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61-35.02719 Real Estate: Sales Associate/Broker Sales Associate (SL/BL) Transactions.

Form number DBPR RE 10, Sales Associate/Broker Sales Associate (SL/BL) Transactions, effective _____, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.161, 475.17, 475.180, 475.183, 475.215, 475.23 FS. History–New _____.

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61-35.0272 Real Estate: Broker (BK) Transactions.

Form number DBPR RE 11, Broker (BK) Transactions, effective _____, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.180, 475.183, 475.215, 475.23 FS. History–New _____.

- 61-35.02721 Real Estate: Real Estate Company Transactions.
Form number DBPR RE 12, Real Estate Company Transactions, effective _____, is adopted and incorporated by reference.

Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.15, , 475.180, 475.183, 475.23 559.79 FS. History–New _____.

- 61-35.02722 Real Estate: Instructor Transactions.
Form number DBPR RE 13, Instructor Transactions, effective _____, is adopted and incorporated by reference.
Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.180, 475.183, 475.23, 475.451 FS. History–New _____.

- 61-35.02723 Real Estate: School Chief Administrator Transactions.
Form number DBPR RE 14, School Chief Administrator Transactions, effective _____, is adopted and incorporated by reference.
Rulemaking Authority 20.165(8), 455.203, 455.213 FS. Law Implemented 455.271, 475.180, 475.181, 475.182, 475.183, 475.215, 475.23, 475.451, 559.79 FS. History–New _____.

NAME OF PERSON ORIGINATING PROPOSED RULE: Thomas O’Bryant, Jr., Director, Division of Real Estate

NAME OF AGENCY HEAD WHO APPROVED THE PROPOSED RULE: Thomas O’Bryant, Jr., Director,
Division of Real Estate

DATE PROPOSED RULE APPROVED BY AGENCY HEAD: November 5, 2009

DATE NOTICE OF PROPOSED RULE DEVELOPMENT PUBLISHED IN FAW: October 9, 2009, Vol. 35, No. 40 and October 23, 2009, Vol. 35, No. 42