

REQUEST FOR TECHNICAL CHANGE

AGENCY: Real Estate Commission

RULE CITATION: 21 NCAC 58A .1703

**DEADLINE FOR RECEIPT: Friday, June 9, 2017**

***NOTE WELL: This request when viewed on computer extends several pages. Please be sure you have reached the end of the document.***

The Rules Review Commission staff has completed its review of this rule prior to the Commission's next meeting. The Commission has not yet reviewed this rule and therefore there has not been a determination as to whether the rule will be approved. You may call this office to inquire concerning the staff recommendation.

In reviewing these rules, the staff determined that the following technical changes need to be made. Approval of any rule is contingent upon making technical changes as set forth in G.S. 150B-21.10.

*Please use the version of the Rule contained in the Code to make any changes.*

Please retype the rule accordingly and resubmit it to our office at 1711 New Hope Church Road, Raleigh, North Carolina 27609.

Amber Cronk May  
Commission Counsel  
Date submitted to agency: May 26, 2017

1 21 NCAC 58A .1703 is amended without publication of notice under G.S. 150B-21.5(a)(1) and 150B-21.5(a)(5):

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3 **21 NCAC 58A .1703 CONTINUING EDUCATION FOR LICENSE ACTIVATION**

4 (a) A broker requesting to change an inactive license to active status on or after the licensee's broker's second  
5 license renewal following his or her initial licensure shall ~~demonstrate completion of~~ have completed the continuing  
6 education as described in Paragraph (b) ~~or (c)~~ of this ~~Rule, whichever is appropriate.~~ Rule.

7 ~~(b) If the inactive licensee's [broker's] license has properly been on active status at any time since the preceding July~~  
8 ~~1, the licensee [broker] is considered to be current with regard to continuing education and no additional continuing~~  
9 ~~education is required to activate the license.~~

10 ~~(c)~~ (b) If the inactive licensee's broker's license has not properly been on active status since the preceding July 1 and  
11 the licensee broker has a deficiency in his or her continuing education record for the previous license period, the  
12 licensee ~~must~~ broker shall make up the deficiency and ~~fully~~ satisfy the continuing education requirement pursuant to  
13 Rule .1702 of this Section for the current license period in order to activate the license. Any deficiency may be  
14 made up by completing, during the current license period or previous license period, approved continuing education  
15 elective courses; however, such courses shall not be credited toward the continuing education requirement for the  
16 current license period. When crediting elective courses for purposes of making up a continuing education  
17 deficiency, the maximum number of credit hours that will be awarded for any course is four hours. ~~When evaluating~~  
18 ~~the continuing education record of a licensee with a deficiency for the previous license period to determine the~~  
19 ~~licensee's eligibility for active status, the licensee shall be deemed eligible for active status if the licensee has fully~~  
20 ~~satisfied the continuing education requirement for the current license period and has taken any two additional~~  
21 ~~continuing education courses since the beginning of the previous license period, even if the licensee had a continuing~~  
22 ~~education deficiency prior to the beginning of the previous license period.~~

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24 *History Note: Authority G.S. 93A-3(c); 93A-4.1;*

25 *Eff. July 1, 1994;*

26 *Amended Eff July 1, 2017; April 1, 2006; July 1, 2000; July 1, 1995.*