

MAINE STATE LEGISLATURE

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September 26, 1961

Doris M. St. Pierre, Secretary

Real Estate Commission

Richard A. Foley, Assistant

Attorney General

Waiving of Real Estate License Law

This is in answer to your request for an opinion dated September 25, 1961, inquiring whether or not the Real Estate Commission may give an oral examination to an applicant for a real estate license.

Section 2-A, subsection II, paragraph G, provides in part:

"The commission is authorized to require every applicant for a first-time broker's license or a first-time salesman's license to appear in person at such time and place as the commission shall designate for that purpose, for a written examination as to his qualifications to act as a broker or salesman, . . ."

It is to be noted that the above-quoted section does not direct the Commission to give a written examination but merely authorizes the written examination within the discretion of the Commission. In the case of an applicant who may have some disability which prevents execution of a written examination, the Commission may give the same examination given to other applicants orally to the applicant who is under a disability.

Richard A. Foley
Assistant Attorney General

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