

MAINE STATE LEGISLATURE

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ONE HUNDRED AND SIXTH LEGISLATURE

Legislative Document

No. 517

H. P. 388

House of Representatives, January 31, 1973

Referred to the Committee on Business Legislation. Sent up for concurrence and ordered printed.

E. LOUISE LINCOLN, Clerk

Presented by Mrs. Kilroy of Portland.

STATE OF MAINE

IN THE YEAR OF OUR LORD NINETEEN HUNDRED
SEVENTY-THREE

AN ACT Relating to Schools Teaching Real Estate Subjects.

Be it enacted by the People of the State of Maine, as follows:

R. S., T. 32, § 4101-A, additional. Title 32 of the Revised Statutes is amended by adding a new section 4101-A to read as follows:

§ 4101-A. Schools

The commission is authorized to formulate rules and regulations relative to the establishment and operation of schools, courses of study, instruction, grades and grading systems and related matters.

1. Certificate of approval. Any school which shall offer or conduct any course or courses of study in real estate, or any course or courses designed or represented to enable or assist nonlicensees or applicants for license to pass examinations conducted by the commission, shall first obtain a certificate of approval from, and thereafter abide by the rules and regulations of, the commission covering such schools.

2. —suspension or revocation. The commission shall have authority to suspend or revoke the certificate of approval of any school for violation of this section or of the rules and regulations promulgated pursuant thereto.

3. Prohibitions. It shall be unlawful for any school to offer courses or to conduct classes of instruction in real estate subjects without first procuring a certificate of approval; or having obtained a certificate of approval, to represent that its students are assured of passing examinations given by the commission, or to represent that the issuance of a certificate of approval is a recommendation or endorsement of the school to which it is issued or of any course of instruction given by it.

4. **Fees.** The application of each school shall be accompanied by a fee of \$20 and, if issued, shall be annually renewable on payment of a fee of \$10. The commission may, upon its own motion, waive the fee for the University of Maine.

5. **Penalty.** In the event that any person is found guilty of violating this section in the operation of a school, or any rule or regulation adopted pursuant thereto, or attempts to continue to operate as a school after the revocation or during a period of suspension of a permit, he shall be deemed guilty of a misdemeanor.

STATEMENT OF FACT

Provisions of this bill are designed to effect a plan of regulation by the Real Estate Commission of schools teaching real estate subjects for the purpose of qualifying students for State license examinations.