

MAINE STATE LEGISLATURE

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STATE OF MAINE
HOUSE OF REPRESENTATIVES
114TH LEGISLATURE
FIRST REGULAR SESSION

COMMITTEE AMENDMENT "A" to H.P. 31, L.D. 31, Bill, "An Act to Amend the Real Estate Licensure Laws"

Amend the bill by inserting before the enacting clause the following:

Emergency preamble. Whereas, Acts of the Legislature do not become effective until 90 days after adjournment unless enacted as emergencies; and

Whereas, recent legislation changed the requirements for a real estate license; and

Whereas, this same legislation allowed persons who had completed all requirements for licensure by July 1, 1988, to be licensed under the former provisions; and

Whereas, through a misunderstanding some of these people completed their requirements but did not make application; and

Whereas, these people are currently not eligible to practice real estate; and

Whereas, in the judgment of the Legislature, these facts create an emergency within the meaning of the Constitution of Maine and require the following legislation as immediately necessary for the preservation of the public peace, health and safety; now, therefore,'

Further amend the bill by striking out everything after the enacting clause and before the statement of fact and inserting in its place the following:

38 MRSA §13239, sub-§5, as enacted by PL 1987, c. 395, Pt. A, §212, is amended to read:

1 5. Applications processed. All license applications shall
2 be processed according to the laws in effect on the date the
3 application is received by the commission. License applications
4 shall be processed according to former chapter 59 if the
5 applicant has satisfactorily completed all requirements of that
6 chapter by July 1, 1988. This deadline may be extended by the
7 commission to July 1, 1989, for an applicant who has completed
8 all requirements except for filing the license application, upon
9 a showing of good cause for failure to meet the deadline of July
10 1, 1988.

11
12 **Emergency clause.** In view of the emergency cited in the
13 preamble, this Act shall take effect when approved.'

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STATEMENT OF FACT

19 The law states that persons who apply for their real estate
20 broker's license prior to July 1, 1988, are to have their
21 applications processed according to an earlier procedure, since
22 rescinded. The original bill states that this deadline could be
23 extended to July 1, 1989, if the required examination was
24 completed by July 1, 1988.

25

26 This amendment states that the board may, at its discretion,
27 if good cause is shown, extend the deadline to July 1, 1989, if
28 all requirements except the application itself are completed
29 prior to July 1, 1988.

Reported by the Committee on Business Legislation
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