

March 13, 2007

S 744. REMOVE RESERVE CEILING/REAL EST. COMM/NOTICE. Filed 3/13/07.

AUTHORIZING THE NORTH CAROLINA REAL ESTATE COMMISSION TO REMOVE THE TEN PERCENT CEILING ON ITS EXPENSE RESERVE FUND UNDER THE REAL ESTATE LICENSING LAWS AND AMENDING THE LAWS PERTAINING TO CONTESTED CASE HEARINGS UNDER THE ADMINISTRATIVE PROCEDURE ACT TO ALLOW OCCUPATIONAL LICENSING BOARDS TO SERVE NOTICE OF HEARING BY FIRST-CLASS MAIL ON APPLICANTS REQUESTING HEARINGS REGARDING THE APPLICANTS' CHARACTER OR FITNESS FOR LICENSURE.

Amends GS 93A-3 to remove the 10% cap on the amount the North Carolina Real Estate Commission may set aside in an expense reserve. Amends GS 150B-38 to provide that notice is provided to a party requesting a hearing on the question of moral character or fitness for occupational licensure, when a copy of the notice is mailed to the party's latest mailing address. Makes conforming changes.

Intro. by Rand.

GS 93A, 150B

May 9, 2007

S 744. REMOVE RESERVE CEILING/REAL EST. COMM/NOTICE. Filed 5/8/07. Senate committee substitute makes the following changes to 1st edition. Changes portion of title dealing with NC Real Estate Commission to read: *AN ACT TO REMOVE THE TEN PERCENT CEILING ON THE EXPENSE RESERVE FUND OF THE NORTH CAROLINA REAL ESTATE COMMISSION UNDER THE REAL ESTATE LICENSING LAWS* (was, authorizing the commission to remove the ceiling). Maintains the portion of GS 93A-3(b) authorizing the Real Estate Commission to set aside an expense reserve each year, but as under the original bill deletes language limiting the reserve to 10% of the previous year's gross income and deletes language providing that the excess goes to General Fund.

July 19, 2007

S 744. REMOVE RESERVE CEILING/REAL EST. COMM/NOTICE. Filed 3/13/07. House committee substitute makes the following changes to 2nd edition. Deletes proposed amendment to GS 150B-38, which would have allowed occupational licensing boards to serve notice of hearing by first class mail on applicants requesting hearings as to their character or fitness. Instead amends GS 93A-4 to provide that for applicants for real estate licensure who request a hearing as to moral character or fitness, the Real Estate Commission may give notice of hearing by first class mail or other means reasonably designed to provide actual notice. Modifies the title.

August 27, 2007

SL 2007-366 (S 744). REMOVE RESERVE CEILING/REAL ESTATE COMMISSION/NOTICE. *AN ACT TO REMOVE THE TEN PERCENT CEILING ON THE EXPENSE RESERVE FUND OF THE NORTH CAROLINA REAL ESTATE COMMISSION UNDER THE REAL ESTATE LICENSING LAWS AND TO ALLOW THE REAL ESTATE COMMISSION TO SERVE NOTICE OF HEARING BY FIRST-CLASS MAIL ON APPLICANTS REQUESTING HEARINGS REGARDING THE APPLICANTS' CHARACTER OR FITNESS FOR LICENSURE.* Summarized in *Daily Bulletin* 3/13/07, 5/9/07, and 7/19/07. Enacted August 17, 2007. Effective August 17, 2007.