

NORTH CAROLINA REAL ESTATE COMMISSION

SUMMARY OF ANTICIPATED STATUTE AND RULE CHANGES

At its September 12th, 2018 meeting, the Commission voted to authorize staff to draft proposed text for changes to the following rules as described below:

- **21 NCAC 58A .0105 – Advertising**

Amend to require that a firm's name and a team's name be at least the same size as the broker's name in advertising.

- **21 NCAC 58A .0108 – Retention of Records**

Readopt with no changes pursuant to NCGS 150B-21.3A(c)(2)(g).

- **21 NCAC 58A .0302 – License Application and Fee**

Amend to provide that an applicant's license application will be canceled after 90 days if the applicant fails to resolve pending criminal charges.

- **21 NCAC 58A .0506 – Provisional Broker to be Supervised by Broker**

Readopt pursuant to NCGS 150B-21.3A(c)(2)(g), and amend to require a broker-in-charge to review and sign a provisional broker's agency agreements and contracts.

- **21 NCAC 58A .0601 – Complaints/ Inquiries/ Motions/ Other Pleadings**

Amend this Rule to clarify that all brokers must cooperate with a Commission investigation.

- **21 NCAC 58A .0612 – Presiding Officer**

Readopt with no changes pursuant to NCGS 150B-21.3A(c)(2)(g).

- **21 NCAC 58A .1902 – Postlicensing Education Requirement**

Amend to replace 'classroom hour' with 'instructional hour', to include the new name and content of Postlicensing Course 303, and to reduce the allotted time to complete postlicensing courses from three years to eighteen months.

- **21 NCAC 58A .1905 – Waiver of 90-hour Postlicensing Education Requirement**

Amend to clarify that a broker who was issued a license pursuant to 21 NCAC 58A .0511(b)(2) will not be granted a waiver of Postlicensing education.

- **21 NCAC 58A .2002 – Escrow Account**

Readopt pursuant to NCGS 150B-21.3A(c)(2)(g); clarify and correct grammatical errors.

- **21 NCAC 58H .0203 – Application for Original Approval of a Private Real Estate School and 21 NCAC 58H .0214 – Expiration and Renewal of a School Approval or License**

Amend to remove the requirement of a fire inspection report in a private school application and renewal application.

- **21 NCAC 58H .0302 – Application and Criteria for Original Prelicensing, Postlicensing, or Update Course Instructor Approval**

Amend this Rule to streamline the instructor approval process.

- **Rule Adoptions**

Adopt rules to allow and to govern Prelicensing distance education.