

77LSO 484

HOUSE BILL

302

HOUSE BILL 302

Title:

AN ACT to amend W.S. 33-355.5(a), (b), (c) and (d) relating to the Wyoming real estate commission; providing for placement of real estate commission under the administrative supervision of the department of agriculture; and providing for an effective date.

Sponsored by:

by: Rene Smiley

Walter Long

[illegible]

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1977

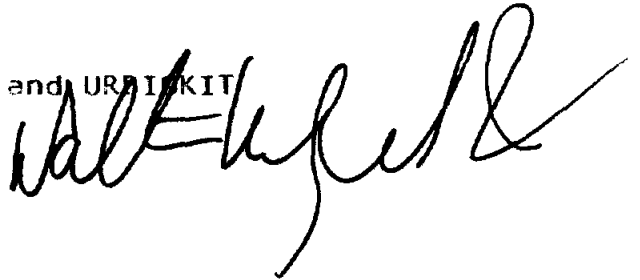
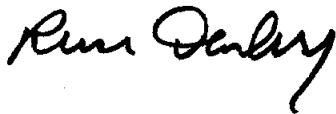
STATE OF WYOMING

77LSO-484.01

HOUSE BILL NO. 302

Real estate commission.

Sponsored by: Representative DONLEY and URBINKIT



A BILL

for

1 AN ACT to amend W.S. 33-355.5(a), (b), (c) and (d) relat-
2 ing to the Wyoming real estate commission; providing for
3 placement of real estate commission under the administra-
4 tive supervision of the department of agriculture; and
5 providing for an effective date.

6 Be It Enacted by the Legislature of the State of Wyoming:

7 Section 1. W.S. 33-355.5(a), (b), (c) and (d) are
8 amended to read:

9 33-355.5. Wyoming real estate commission; disposi-
10 tion of fees.

11 (a) ~~There--is--hereby--created~~ The Wyoming real estate
12 commission IS CREATED, hereinafter referred to as the
13 "commission", to consist of ~~the--commissioner--of--agricult-~~
14 ~~ture--who--shall--act--as--commissioner--of--real--estate--without~~
15 ~~additional--compensation--and~~ three (3) members, each of
16 whom shall be a citizen of this state and shall have been



1 engaged in business as an active broker in this state for
2 at least five (5) continuous years prior to the date of
3 his appointment and no more than one (1) of whom shall be
4 residents of the same county. ~~The members of the commis-~~
5 ~~sion shall be appointed by the governor within sixty (60)~~
6 ~~days after the effective date of this act 33-355,1 to~~
7 ~~33-355,17. Initial appointments shall be one (1) member~~
8 ~~for one (1) year; one (1) members for two (2) years; and~~
9 ~~one (1) member for three (3) years.~~ The term of the mem-
10 bers of the commission shall be for three (3) years and
11 until their successors are appointed and qualified. Each
12 appointee, before entering the duties of his office shall
13 take ~~and subscribe~~ the constitutional oath of office which
14 shall be filed with the secretary of state. Members
15 appointed to fill vacancies shall be appointed to succeed
16 himself for more than one (1) full term. Upon the qual-
17 ifications of the members appointed, the commission shall
18 organize by selecting from its members a chairman and may
19 do all things necessary ~~and proper~~ for carrying out the
20 provisions of this act and may ~~from time to time~~ ~~promul-~~
21 ~~gate and amend necessary and reasonable~~ ISSUE rules and
22 regulations ~~for such purposes.~~

23 (b) For administrative purposes only, the commission
24 shall be a division of the department of agriculture under

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1 ~~the direction and supervision of the commissioner of agri-~~
2 ~~culture.~~

3 (c) The commission may WITH THE APPROVAL OF THE
4 COMMISSIONER OF AGRICULTURE employ a director or a desig-
5 nated representative to serve as director of the division
6 of real estate. ~~Such~~ THE director or designated repre-
7 sentative will be subject to the rules and regulations of
8 the Wyoming personnel commission and shall be paid from
9 the account within the earmarked revenue fund. The duties
10 of the director shall include the following:

11 (i) ~~To~~ Maintain and operate a suitable office
12 for the commission.

13 (ii) ~~To~~ Keeep books, records, and accounts of
14 all activities of the commission.

15 (iii) ~~To~~ Issue real estate broker ~~and/or~~ OR
16 salesman licenses.

17 (iv) ~~To~~ Make investigations of complaints and
18 possible violations of the real estate laws and practices
19 of licensees and to furnish information obtained to the
20 commission for their action.

21 (v) ~~To~~ Assist the commission with examinations
22 to be given applicants for real estate broker and salesman

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1 licenses; and to conduct such examinations at the direc-
2 tion of the commission.

3 (vi) ~~To~~ Have charge of the preparation of
4 material to be published in news bulletins to be issued
5 from time to time and mailed to licensees.

6 (vii) ~~To~~ Assist the commission in holding
7 educational clinics or meetings when deemed advisable with
8 the aim of promoting higher standards of practice in the
9 real estate profession.

10 (viii) ~~To~~ Perform such other duties as the
11 commission prescribes.

12 (d) The commission shall employ ~~such~~ other employees
13 as it shall deem necessary to assist in the discharge of
14 the duties imposed ~~upon it~~ by this act and shall prescribe
15 the duties and fix the compensation of its employees,
16 subject to the ~~general~~ laws of the state. The office of
17 the commission shall be maintained in the office of the
18 ~~commissioner~~ DEPARTMENT of agriculture at Cheyenne and all
19 files, records and property of the commission shall at all
20 times remain therein. No employee of the commission may
21 be a paid employee of any real estate association or group
22 of real estate dealers or brokers.

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1 Section 2. This act is effective May 27, 1977.

2 (END)

4B302

FISCAL NOTE

Fiscal Note No. 466
 Requester Representatives Donley and Urbigkit

L.S.O.	Draft
484	L1
Bill No.	Jt. Res. No.

Part I. Fiscal Data:

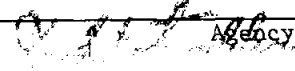
SHORT TITLE OF BILL: <u>Real estate commission</u>	STATUTORY REFERENCE Nos. <u>W.S. 33-355.5(a)</u>	NAME OF FUND <u>et al Not applicable</u>
AGENCY TITLE: SOURCE OF APPROPRIATION/REVENUE <u>Not applicable</u>		New Program () Change in Existing Program(X) Local Government Impact ()

If more than one appropriation is involved, show overall effect below, but show breakdown by appropriation and fiscal year on a separate page. Round to nearest hundred dollars.

EFFECT OF PROPOSAL	FISCAL PERIODS		
	BIENNIAL INCREASE OR (-) DECREASE		
	First Biennial	Second Biennial	Third Biennial
Salaries & Number of Personnel	\$		
Supporting Expenses			
Permanent Property			
Aids to Localities			
Other			
ESTIMATED TOTAL COST	\$		
GENERAL FUND			
FEDERAL FUND			
OTHER			
ESTIMATED TOTAL REVENUE	\$		

Part II. Explain in a clear and concise manner what effect this measure will have on the costs and revenues of state government. Specify the source of funds for appropriations. Include effect on the current biennium and also the long-range fiscal effect, if any. Show how you arrived at the estimate. Use attached sheet and any additional sheets which you may need.

NO FISCAL IMPACT.

Date <u>11/18/77</u>	 Agency	Authorized Representative
Date	Legislative Auditor Clearance	

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