

REFERENCE TITLE: real estate advisory board

State of Arizona  
Senate  
Forty-eighth Legislature  
Second Regular Session  
2008

# **SB 1447**

Introduced by  
Senator Chevront

AN ACT

AMENDING SECTION 32-2104, ARIZONA REVISED STATUTES; RELATING TO THE REAL ESTATE ADVISORY BOARD.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 32-2104, Arizona Revised Statutes, is amended to  
3 read:

4 32-2104. Real estate advisory board; members; terms;  
5 qualifications; compensation; chairperson; duties

6 A. A real estate advisory board is established ~~composed~~ CONSISTING of  
7 ~~nine~~ ELEVEN members WHO ARE appointed by the governor. The term of office of  
8 each member is ~~six~~ FOUR years, ~~and the terms of three members expire on~~  
9 ~~January 31 of each odd numbered year~~. Appointment to fill a vacancy  
10 occurring other than by expiration of term shall be filled by appointment for  
11 the unexpired portion of the term only.

12 B. The membership of the board shall consist of:

13 1. ~~Two~~ AT LEAST ONE BUT NOT MORE THAN THREE members, ~~each of whom is a~~  
14 WHO ARE real estate ~~broker~~ BROKERS with at least five years of brokerage  
15 experience in this state. Not more than one ~~member~~ OF THESE MEMBERS shall be  
16 appointed from any one county.

17 2. ~~AT LEAST ONE BUT NOT MORE THAN~~ two members, ~~each of whom has~~ WHO  
18 HAVE been engaged in residential real estate brokerage for the five years  
19 immediately preceding appointment.

20 3. ~~Two~~ AT LEAST ONE BUT NOT MORE THAN THREE members who are primarily  
21 engaged in subdividing real property.

22 4. ~~Three~~ AT LEAST TWO BUT NOT MORE THAN FOUR public members who are  
23 not REGULATED BY THE DEPARTMENT AND WHO ARE NOT related ~~within the third~~  
24 ~~degree of consanguinity or affinity to any person holding a broker's or~~  
25 ~~salesperson's license from this state~~ BY ONE DEGREE OF AFFINITY TO ANY PERSON  
26 WHO IS REGULATED BY THE DEPARTMENT.

27 5. AT LEAST ONE BUT NOT MORE THAN THREE MEMBERS WHO ARE REAL ESTATE  
28 PROFESSIONALS AND WHO ARE NOT REGULATED BY THE DEPARTMENT.

29 C. Members of the board shall receive no compensation but shall be  
30 reimbursed for subsistence expenses pursuant to section 38-624 and travel  
31 expenses pursuant to section 38-623.

32 D. The board annually shall select from its membership a chairperson  
33 for the board.

34 E. The board shall provide the commissioner with such recommendations  
35 as it deems necessary and beneficial to the best interests of the  
36 public. The board shall also provide recommendations on specific questions  
37 or proposals as the board deems necessary or as requested by the  
38 commissioner.

39 F. The board annually shall present to the governor an evaluation of  
40 the performance of the real estate commissioner and the real estate  
41 department.

42 G. Not more than ~~five~~ FOUR members of the board from ~~any one county~~ A  
43 COUNTY WITH A POPULATION OF THREE MILLION PERSONS OR MORE may serve  
44 concurrently.

1           H. NOT MORE THAN THREE MEMBERS OF THE BOARD FROM A COUNTY WITH A  
2 POPULATION OF FIVE HUNDRED THOUSAND PERSONS OR MORE BUT LESS THAN THREE  
3 MILLION PERSONS MAY SERVE CONCURRENTLY.

4           Sec. 2. Retention of members; terms of certain members

5           A. Notwithstanding section 32-2104, Arizona Revised Statutes, as  
6 amended by this act:

7           1. All persons serving as members of the real estate advisory board on  
8 the effective date of this act may continue to serve until the expiration of  
9 their normal terms.

10           2. Any term of office of a member on the real estate advisory board  
11 that expires in 2009 shall be filled by governor appointment for a two year  
12 term.

13           B. The governor shall make all subsequent appointments as prescribed  
14 by statute.