~~Indicates Matter Stricken~~

Indicates New Matter

COMMITTEE REPORT

April 27, 2017

**H. 3861**

Introduced by Reps. Hixon, Hamilton, Crawford, Sandifer and Hewitt

S. Printed 4/27/17--S.

Read the first time March 9, 2017.

**THE COMMITTEE ON**

**LABOR, COMMERCE AND INDUSTRY**

To whom was referred a Bill (H. 3861) to amend Section 40‑57‑120, as amended, Code of Laws of South Carolina, 1976, relating to the authority of the Real Estate Commission to recognize nonresident, etc., respectfully

**REPORT:**

That they have duly and carefully considered the same and recommend that the same do pass with amendment:

Amend the bill, as and if amended, by striking all after the enacting words and inserting:

/ SECTION 1. Section 40-57-120(A) of the 1976 Code, as last amended by Act 170 of 2016, is amended to read:

“Section 40-57-120. (A) The commission may recognize nonresident real estate licenses on active status from other jurisdictions only if the other jurisdiction recognizes South Carolina real estate licenses on active status. An applicant from another jurisdiction successfully shall complete the state portion of the applicable examination before license recognition will be acknowledged. The commission may enter into reciprocal agreements with real estate regulatory authorities of other jurisdictions that provide for waivers of education requirements or examinations if the commission considers the education and examination requirements of another jurisdiction to be substantially equivalent to the requirements of this chapter.”

SECTION 2. This act takes effect upon approval by the Governor. /

Renumber sections to conform.

Amend title to conform.

THOMAS C. ALEXANDER for Committee.

**A** **BILL**

TO AMEND SECTION 40‑57‑120, AS AMENDED, CODE OF LAWS OF SOUTH CAROLINA, 1976, RELATING TO THE AUTHORITY OF THE REAL ESTATE COMMISSION TO RECOGNIZE NONRESIDENT REAL ESTATE LICENSES ON ACTIVE STATUS FROM OTHER JURISDICTIONS WHICH RECIPROCATE, SO AS TO REMOVE THE REQUIREMENT THAT SUCH NONRESIDENT APPLICANTS SEEKING LICENSURE IN THIS STATE FIRST MUST COMPLETE SUCCESSFULLY THE STATE PORTIONS OF THE APPLICABLE EXAMINATIONS.

Be it enacted by the General Assembly of the State of South Carolina:

SECTION 1. Section 40‑57‑120(A) of the 1976 Code, as last amended by Act 170 of 2016, is further amended to read:

“(A) The commission may recognize nonresident real estate licenses on active status from other jurisdictions only if the other jurisdiction recognizes South Carolina real estate licenses on active status. ~~An applicant from another jurisdiction successfully shall complete the state portion of the applicable examination before license recognition will be acknowledged.~~”

SECTION 2. This act takes effect upon approval by the Governor.

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