

Reported Recommending.....
 Ind. Postponed.....
 Passed House.....
 Failed to Pass House.....
 Passed Senate.....
 Pailed to Pass Senate.....

House File 334

February 21, 1941.
 Judiciary 2.

By BURMA, PINE, KUESTER, ECKERMAN.

A BILL FOR

An Act to amend sections one thousand nine hundred five and twenty-three hundredths (1905.23), one thousand nine hundred five and thirty-seven hundredths (1905.37), one thousand nine hundred five and thirty-eight hundredths (1905.38), one thousand nine hundred five and forty-six hundredths (1905.46), and one thousand nine hundred five and fifty-six hundredths (1905.56), to repeal and enact a substitute for section one thousand nine hundred five and thirty-one hundredths (1905.31), Code, 1939, relating to real estate brokers, and to add two additional sections to chapter ninety-one and two tenths (91.2) of said code.

Be It Enacted by the General Assembly of the State of Iowa:

1 Section 1. Section one thousand nine hundred five and
 2 twenty-three hundredths (1905.23), Code, 1939, is amended by
 3 inserting immediately after the word "Iowa" in line eighteen
 4 (18) the following: "for acts or business growing out of or
 5 in connection with his legal practice and who does not adver-
 6 tise, or actively engage in the real estate business as a
 7 broker or agent".

1 Sec. 2. Section one thousand nine hundred five and thirty-
 2 one hundredths (1905.31), Code, 1939, is repealed and the fol-
 3 lowing enacted in lieu thereof:

4 "If the commissioner, after an application in proper form

5 has been filed with him, accompanied by evidence of the appli-
6 cant's trustworthiness, competency, and good reputation, shall
7 deny a license to the applicant, the applicant, upon his re-
8 quest in writing therefor, within a period of thirty days from
9 notice of such denial, shall be entitled to a hearing as pro-
10 vided in sections one thousand nine hundred five and forty-six
11 hundredths (1905.46) to one thousand nine hundred five and fif-
12 ty-three hundredths (1905.53), inclusive."

1 Sec. 3. Section one thousand nine hundred five and thirty-
2 seven hundredths (1905.37), Code, 1939, is amended as follows:

3 1. Strike the word "salesman's" in line thirteen (13)
4 and insert the word "broker's".

5 2. Strike the remainder of the section beginning with the
6 word "but" in line thirteen (13), and change the comma (,) after
7 the word "issued" to a period (.).

1 Sec. 4. Section one thousand nine hundred five and thirty-
2 eight hundredths (1905.38), Code, 1939, is amended as follows:

3 1. Strike the word "salesman" in line ten (10) and insert
4 the word "broker".

5 2. Strike the word "salesman's" in line thirteen (13) and
6 insert the word "broker's".

7 3. Strike the words "the real estate broker" in lines four-
8 teen (14) and fifteen (15) and insert the words "such copartner-
9 ship or association".

10 4. Strike the words "a real estate broker" in line seven-
11 teen (17) and insert the words "such copartnership or association".

12 5. Strike the words “real estate broker, said broker”
13 in line twenty (20) and insert the words “copartnership or
14 association, if”.

1 Sec. 5. Section one thousand nine hundred five and
2 forty-six hundredths (1905.46), Code, 1939, lines one (1)
3 to three (3) inclusive, is amended and revised to read
4 as follows:

5 “Upon request of the applicant as provided in section
6 one thousand nine hundred and thirty-one hundredths (1905.31),
7 the commissioner shall, after denying an application for
8 license, and shall, before suspending or revoking any li-
9 cense, set”.

10 And make “T” in the word “the” in line one (1) a small
11 letter.

1 Sec. 6. Section one thousand nine hundred five and
2 fifty-six hundredths (1905.56), Code, 1939, is amended by
3 inserting after the word “punished” in line three (3) the
4 words “for a first offense by a fine of not more than one
5 hundred dollars or by imprisonment in the county jail for
6 a term not to exceed thirty days, and for a second or sub-
7 sequent offense,”.

1 Sec. 7. Chapter ninety-one and two tenths (91.2), Code,
2 1939, is amended by adding thereto the following:

3 “All listings of property with the broker or salesman
4 for sale, lease, rent, or exchange shall be in writing, des-
5 cribing such property, expressing price, terms, rate of com-

6 mission, and date of expiration of listing, executed in dup-
7 licate or triplicate, by the owner or his duly authorized agent.”

1 Sec. 8. Chapter ninety-one and two tenths (91.2), Code,
2 1939, is amended by adding thereto the following:

3 “The commissioner is authorized to conduct or hold, or
4 to assist in conducting or holding, real estate courses or
5 institutes.”