

Senate Study Bill 3061

SENATE FILE _____
BY (PROPOSED COMMITTEE ON
COMMERCE BILL BY
CO=CHAIRPERSONS BEHN AND
WARNSTADT)

Passed Senate, Date _____ Passed House, Date _____
Vote: Ayes _____ Nays _____ Vote: Ayes _____ Nays _____
Approved _____

A BILL FOR

1 An Act providing for temporary licensure of real estate brokers
2 and salespersons.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
4 TLSB 6055SC 81
5 jr/je/5

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1 1 Section 1. Section 543B.15, subsection 10, Code Supplement
1 2 2005, is amended to read as follows:
1 3 10. An applicant for an initial real estate broker's or
1 4 salesperson's license shall be subject to a national criminal
1 5 history check through the federal bureau of investigation.
1 6 The commission shall request the criminal history check and
1 7 shall provide the applicant's fingerprints to the department
1 8 of public safety for submission through the state criminal
1 9 history repository to the federal bureau of investigation.
1 10 The applicant shall authorize release of the results of the
1 11 criminal history check to the real estate commission. The
1 12 applicant shall pay the actual cost of the fingerprinting and
1 13 criminal history check, if any. Unless the criminal history
1 14 check was completed within the ninety calendar days prior to
1 15 the date the license application is received by the real
1 16 estate commission, the commission shall reject and return the
1 17 application to the applicant. If the criminal history check
1 18 is delayed due to the inadequacy of the fingerprints provided
1 19 to the federal bureau of investigation, the commission shall
1 20 issue the applicant a temporary license to remain in effect
1 21 until the criminal history check has been completed. The
1 22 results of a criminal history check conducted pursuant to this
1 23 subsection shall not be considered a public record under
1 24 chapter 22.

EXPLANATION

1 25
1 26 Applicants for licensure as a real estate broker or
1 27 salesperson are required to submit fingerprint samples as part
1 28 of a criminal background check. This bill provides for a
1 29 temporary license in the event the background check is delayed
1 30 due to an error in taking the fingerprint sample.
1 31 LSB 6055SC 81
1 32 jr:nh/je/5