

Superseded 5/10/2016

61-2f-206 Registration of entity or branch office -- Certification of education providers and courses -- Specialized licenses.

- (1)
 - (a) An entity may not engage in an activity described in Section 61-2f-201, unless it is registered with the division.
 - (b) To register with the division under this Subsection (1), an entity shall submit to the division:
 - (i) an application in a form required by the division;
 - (ii) evidence of an affiliation with a principal broker;
 - (iii) evidence that the entity is registered and in good standing with the Division of Corporations and Commercial Code; and
 - (iv) a registration fee established by the commission with the concurrence of the division under Section 63J-1-504.
 - (c) The division may terminate an entity's registration if:
 - (i) the entity's registration with the Division of Corporations and Commercial Code has been expired for at least three years; and
 - (ii) the entity's license with the division has been inactive for at least three years.
- (2)
 - (a) A principal broker shall register with the division each of the principal broker's branch offices.
 - (b) To register a branch office with the division under this Subsection (2), a principal broker shall submit to the division:
 - (i) an application in a form required by the division; and
 - (ii) a registration fee established by the commission with the concurrence of the division under Section 63J-1-504.
- (3)
 - (a) In accordance with rules made by the commission, the division shall certify:
 - (i) a real estate school;
 - (ii) a course provider; or
 - (iii) an instructor.
 - (b) In accordance with rules made by the commission, and with the concurrence of the commission, the division shall certify a continuing education course that is required under this chapter.
- (4)
 - (a) Except as provided by rule, a principal broker may not be responsible for more than one registered entity at the same time.
 - (b)
 - (i) In addition to issuing a principal broker license, associate broker license, or sales agent license authorizing the performance of an act set forth in Section 61-2f-201, the division may issue a specialized sales license or specialized property management license with the scope of practice limited to the specialty.
 - (ii) An individual may hold a specialized license in addition to a license as a principal broker, associate broker, or a sales agent.
 - (iii) The commission may adopt rules pursuant to Title 63G, Chapter 3, Utah Administrative Rulemaking Act, for the administration of this Subsection (4), including:
 - (A) prelicensing and postlicensing education requirements;
 - (B) examination requirements;
 - (C) affiliation with real estate brokerages or property management companies; and
 - (D) other licensing procedures.

