

State of Arkansas
94th General Assembly
Regular Session, 2023

A Bill

HOUSE BILL 1265

By: Representative Dalby
By: Senator Rice

For An Act To Be Entitled

AN ACT TO AMEND THE REAL ESTATE LICENSE LAW; TO MODIFY THE DEFINITION OF "LICENSEE" UNDER THE REAL ESTATE LICENSE LAW; TO ALLOW A BROKER OR SALESMAN TO DO BUSINESS AS A PROFESSIONAL LIMITED LIABILITY COMPANY; AND FOR OTHER PURPOSES.

Subtitle

TO AMEND THE REAL ESTATE LICENSE LAW; TO MODIFY THE DEFINITION OF "LICENSEE" UNDER THE REAL ESTATE LICENSE LAW; AND TO ALLOW A BROKER OR SALESMAN TO DO BUSINESS AS A PROFESSIONAL LIMITED LIABILITY COMPANY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 17-42-103(8), concerning the definition of "licensee" used under the Real Estate License Law, is amended to read as follows:

(8)(A) "Licensee" means an individual who holds any type of license issued by the commission.

(B) "Licensee" includes a principal broker, an executive broker, an associate broker, and a salesperson.

(C) This chapter does not preclude a licensee from:

(i) Doing business as a:

(a) professional ~~professional~~ Professional corporation

under § 4-29-101 et seq.; or



(b) Professional limited liability company
under § 4-38-1201 et seq.; or

(ii) Receiving payment from a real estate firm or principal broker of an earned commission to the licensee's legal business entity if the licensee earned the commission on behalf of the real estate firm or principal broker;

APPROVED: 2/17/23