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**HEARINGS:** No

**NEWSPAPER ARTICLES:** No

RH/CL

P.L.2017, CHAPTER 200, *approved August 7, 2017*

Senate, No. 2892 (*Second Reprint*)

1 AN ACT concerning real estate brokers and amending P.L.2009,  
2 c.238.

3  
4 **BE IT ENACTED** by the Senate and General Assembly of the State  
5 of New Jersey:

6  
7 1. Section 23 of P.L.2009, c.238 (C.45:15-16.2a) is amended to  
8 read as follows:

9 23. a. The New Jersey Real Estate Commission shall require  
10 each natural person licensed as a real estate broker, broker-  
11 salesperson or salesperson, as a condition of biennial license  
12 renewal pursuant to R.S.45:15-10, to complete not more than 16  
13 hours of continuing education requirements imposed by the  
14 commission pursuant to this section and sections 24 through 28 of  
15 **[this amendatory and supplementary act]** P.L.2009, c.238  
16 **<sup>2</sup>[(C.45:15A-16.2a through 45:15A-16.2f)]** (C.45:15-16.2a through  
17 45:15-16.2f)<sup>2</sup>. This subsection shall not apply to any real estate  
18 broker **<sup>2</sup>[.]** or<sup>2</sup> broker-salesperson **<sup>2</sup>[or salesperson]**<sup>2</sup> who has been  
19 a real estate broker **<sup>2</sup>[.]** or<sup>2</sup> broker-salesperson **<sup>2</sup>[or salesperson]**<sup>2</sup>  
20 for **<sup>1</sup>[50]** <sup>40</sup> years or more, which shall include any equivalent  
21 experience in any other jurisdiction as determined by the  
22 commission.

23 b. The commission shall:

24 (1) (a) Approve continuing education courses, course providers,  
25 and instructors recommended to the commission by the Volunteer  
26 Advisory Committee created pursuant to subparagraph (b) of this  
27 paragraph. Schools licensed by the commission as real estate  
28 schools pursuant to section 47 of P.L.1993, c.51 (C.45:15-10.4)  
29 shall be deemed approved providers of continuing education  
30 courses. Persons licensed by the commission as real estate  
31 instructors pursuant to section 48 of P.L.1993, c.51 (C.45:15-10.5)  
32 shall be deemed approved instructors of continuing education  
33 courses in core topics as set forth in section 27 of P.L.2009, c.238  
34 (C.45:15-16.2e). Real estate trade associations that qualify under  
35 the standards to be established by commission rule as approved  
36 providers may offer approved continuing education courses.

37 (b) There is hereby created a Volunteer Advisory Committee  
38 which shall consist of 14 members to be comprised of real estate  
39 licensees and other subject matter experts, whose members shall be  
40 appointed by and serve at the pleasure of the Commissioner of  
41 Banking and Insurance. One real estate licensee shall be selected

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

<sup>1</sup>Senate floor amendments adopted March 13, 2017.

<sup>2</sup>Senate floor amendments adopted May 25, 2017.

1 upon the recommendation of the President of the Senate and one  
2 real estate licensee shall be selected upon the recommendation of  
3 the Speaker of the General Assembly. Three members of the  
4 advisory committee shall be members of the commission or their  
5 designees, and not less than eight of the members, other than the  
6 commission members, shall be real estate licensees. Members shall  
7 be appointed to effect balanced geographic representation from the  
8 central, northern and southern areas of the State, with not less than  
9 three members serving from each of these areas at any time on the  
10 advisory committee.

11 Members shall be appointed by the Commissioner of Banking  
12 and Insurance no later than 60 days following the enactment date of  
13 this act. The first meeting of the advisory committee shall be held  
14 no later than 30 days from the date the commission adopts initial  
15 regulations for the effectuation of this act.

16 (2) Confer continuing education credits for courses completed in  
17 other states on topics approved by the commission as appropriate  
18 for elective courses, provided that such courses have been approved  
19 as continuing education courses by the agency exercising regulatory  
20 authority over the real estate licensees of another state and that  
21 satisfactory evidence of licensees' attendance at and completion of  
22 such courses is provided to the commission by the course provider.

23 (3) Confer continuing education credits for courses completed  
24 and offered in this State on topics deemed of a timely nature which  
25 have not been granted prior approval by the advisory committee,  
26 provided that such courses are advertised prior to the time of  
27 offering as not having been approved; that the course provider shall  
28 submit such course offering for approval and the course is  
29 subsequently approved as provided in subparagraph (a) of  
30 paragraph (1) of this subsection; and that satisfactory evidence of  
31 licensees' attendance at and completion of such courses is provided  
32 to the commission by the course provider.

33 (4) Set parameters for the auditing and monitoring of course  
34 providers.

35 (5) Establish, by regulation, the amounts of application fees  
36 payable by persons seeking approval as continuing education course  
37 providers, persons seeking approval of continuing education  
38 courses, and persons other than instructors of pre-licensure real  
39 estate education courses licensed by the commission pursuant to  
40 section 48 of P.L.1993, c.51 (C.45:15-10.5), seeking approval as  
41 instructors of continuing education courses. These fees shall be  
42 non-refundable and shall be in amounts which do not exceed the  
43 costs incurred by the commission to review these applications.

44 (6) Have the authority to waive continuing education  
45 requirements, in whole or in part, on the grounds of illness,  
46 emergency, hardship or active duty military service.

47 (7) Confer continuing education credits upon a person who is  
48 licensed by the commission as a real estate instructor or as a broker,

1 broker-salesperson or salesperson for teaching an approved  
2 continuing education course offered by an approved provider.  
3 Regardless of the number of times during a biennial license term  
4 that the same approved course is taught by that person, the person  
5 shall receive credit toward the continuing education requirement for  
6 the renewal of the person's broker, broker-salesperson or  
7 salesperson license, as applicable, only in the number of credit  
8 hours conferred upon licensees who attend and complete that course  
9 one time during that biennial license term.  
10 (cf: P.L.2009, c.238, s.23)

11

12 2. This act shall take effect immediately.

13

14

15

16

17 Exempts certain real estate brokers, broker-salespersons and  
18 salespersons from continuing education requirement.

**SENATE, No. 2892**

**STATE OF NEW JERSEY**  
**217th LEGISLATURE**

INTRODUCED JANUARY 9, 2017

**Sponsored by:**

**Senator STEPHEN M. SWEENEY**

**District 3 (Cumberland, Gloucester and Salem)**

**SYNOPSIS**

Exempts certain real estate brokers, broker-salespersons and salespersons from continuing education requirement.

**CURRENT VERSION OF TEXT**

As introduced.



1 AN ACT concerning real estate brokers and amending P.L.2009,  
2 c.238.

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12 renewal pursuant to R.S.45:15-10, to complete not more than 16  
13 hours of continuing education requirements imposed by the  
14 commission pursuant to this section and sections 24 through 28 of  
15 **[this amendatory and supplementary act]** P.L.2009, c.238  
16 (C.45:15A-16.2a through 45:15A-16.2f). This subsection shall not  
17 apply to any real estate broker, broker-salesperson or salesperson  
18 who has been a real estate broker, broker-salesperson or salesperson  
19 for 50 years or more, which shall include any equivalent experience  
20 in any other jurisdiction as determined by the commission.

21 b. The commission shall:

22 (1) (a) Approve continuing education courses, course providers,  
23 and instructors recommended to the commission by the Volunteer  
24 Advisory Committee created pursuant to subparagraph (b) of this  
25 paragraph. Schools licensed by the commission as real estate  
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34 providers may offer approved continuing education courses.

35 (b) There is hereby created a Volunteer Advisory Committee  
36 which shall consist of 14 members to be comprised of real estate  
37 licensees and other subject matter experts, whose members shall be  
38 appointed by and serve at the pleasure of the Commissioner of  
39 Banking and Insurance. One real estate licensee shall be selected  
40 upon the recommendation of the President of the Senate and one  
41 real estate licensee shall be selected upon the recommendation of  
42 the Speaker of the General Assembly. Three members of the  
43 advisory committee shall be members of the commission or their  
44 designees, and not less than eight of the members, other than the  
45 commission members, shall be real estate licensees. Members shall

**EXPLANATION** – Matter enclosed in bold-faced brackets **[thus]** in the above bill is  
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2 central, northern and southern areas of the State, with not less than  
3 three members serving from each of these areas at any time on the  
4 advisory committee.

5 Members shall be appointed by the Commissioner of Banking  
6 and Insurance no later than 60 days following the enactment date of  
7 this act. The first meeting of the advisory committee shall be held  
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1 salesperson license, as applicable, only in the number of credit  
2 hours conferred upon licensees who attend and complete that course  
3 one time during that biennial license term.

4 (cf: P.L.2009, c.238, s.23)

5

6 2. This act shall take effect immediately.

7

8

9

STATEMENT

10

11 This bill exempts any real estate broker, broker-salesperson or  
12 salesperson who has been a real estate broker, broker-salesperson or  
13 salesperson for 50 years or more, including any equivalent  
14 experience in any other jurisdiction as determined by the  
15 commission, from the requirement to complete 16 hours of  
16 continuing education as a condition of biennial license renewal.

SENATE COMMERCE COMMITTEE

STATEMENT TO

**SENATE, No. 2892**

**STATE OF NEW JERSEY**

DATED: FEBRUARY 27, 2017

The Senate Commerce Committee reports favorably Senate Bill No. 2892.

This bill exempts any real estate broker, broker-salesperson or salesperson who has been a real estate broker, broker-salesperson or salesperson for 50 years or more, including any equivalent experience in any other jurisdiction as determined by the commission, from the requirement to complete 16 hours of continuing education as a condition of biennial license renewal.

STATEMENT TO  
**SENATE, No. 2892**

with Senate Floor Amendments  
(Proposed by Senator SWEENEY)

ADOPTED: MARCH 13, 2017

This Senate amendment reduces the amount of experience for any real estate broker, broker-salesperson or salesperson to be exempt from continuing education requirements as specified under the current law from 50 years or more to 40 years or more.

STATEMENT TO  
[First Reprint]  
**SENATE, No. 2892**

with Senate Floor Amendments  
(Proposed by Senator SWEENEY)

ADOPTED: MAY 25, 2017

These Senate amendments remove real estate salespersons from the bill's provisions. The amendments also make a technical correction to a citation to current law.

# ASSEMBLY, No. 5042

## STATE OF NEW JERSEY 217th LEGISLATURE

INTRODUCED JUNE 22, 2017

**Sponsored by:**

**Assemblyman THOMAS P. GIBLIN**  
**District 34 (Essex and Passaic)**

**SYNOPSIS**

Exempts certain real estate brokers, broker-salespersons and salespersons from continuing education requirement.

**CURRENT VERSION OF TEXT**

As introduced.



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14 commission pursuant to this section and sections 24 through 28 of  
15 **[this amendatory and supplementary act]** P.L.2009, c.238 (C.45:15-  
16 16.2a through 45:15-16.2f). This subsection shall not apply to any  
17 real estate broker or broker-salesperson who has been a real estate  
18 broker or broker-salesperson for 40 years or more, which shall  
19 include any equivalent experience in any other jurisdiction as  
20 determined by the commission.

21 b. The commission shall:

22 (1) (a) Approve continuing education courses, course providers,  
23 and instructors recommended to the commission by the Volunteer  
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**A5042 GIBLIN**

4

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4 (cf: P.L.2009, c.238, s.23)

5

6 2. This act shall take effect immediately.

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**STATEMENT**

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11 This bill exempts any real estate broker or broker-salesperson  
12 who has been a real estate broker or broker-salesperson for 40 years  
13 or more, including any equivalent experience in any other  
14 jurisdiction as determined by the commission, from the requirement  
15 to complete 16 hours of continuing education as a condition of  
16 biennial license renewal.



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## Governor Christie Takes Action On Pending Legislation

Monday, August 7, 2017

Tags: [Bill Action](#)

Trenton, NJ - Governor Chris Christie today announced that he has taken action on the following pending legislation:

### **BILL SIGNINGS:**

**S-169/A-4329 (Bateman/McKeon, Zwicker)** - Allows certain emergency squad volunteers holding municipal elective office to vote on emergency squad concerns

**S-452/A-838 (Sacco, Greenstein/Jimenez, Moriarty)** - Requires waiver of dealer obligation regarding necessary repairs impacting vehicle inspection to include description of known defects

**S-678/A-4967 (Rice/Watson, Tucker, Caputo)** - Requires local government units to certify compliance with certain federal hiring requirements when filing annual budgets

**S-726/A-4460 (Cruz-Perez, Oroho/Jones, Mosquera, Downey, Johnson)** – Extends full protection of Law Against Discrimination to persons having liability for service in Armed Forces of United States; guarantees equal employment opportunity in State contracting to all veterans

**S-996wGR/A-1378 (Rice, Van Drew, Turner/Muoio, Benson, Pintor Marin, Quijano, Schaer)** – Requires report on status of lead-safe program in DCA

**S-1219/A-936 (Holzapfel, Allen/Wolfe, McGuckin, Oliver, Giblin, Wimberly)** - Requires reporting of suspected abuse of institutionalized elderly to police and that facility employees receive notice of reporting requirement annually; designated as "Peggy's Law"

**S-1359/A-4096 (A.R. Bucco, Stack/A.M. Bucco, Vainieri Huttie, McKnight, Mazzeo)** - Guarantees full and equal access to all housing to disabled persons who retain their retired service or guide dog as a pet, and who also obtain a new service or guide dog

**S-1497/A-3225 (A.R. Bucco, Pennacchio/Dancer, Clifton, Munoz, A.M. Bucco)** - Designates Killed in Action flag as an official State flag; mandates it be displayed at certain public buildings

**SCS for S-1640, 1642, 1013/AS AS ACS for A-3152, 3154, 2426 (Van Drew, Holzapfel, Singer, Turner/Andrzejczak, McGuckin, Land, Wolfe, Vainieri Huttie, Taliaferro, Benson)** - Establishes requirements concerning necessary care of dogs, domestic companion animals, and service animals, and for tethering of dogs

**S-1660/A-770 (Van Drew, Cruz-Perez/Andrzejczak, Land, Houghtaling, DeAngelo, Johnson)** - Provides for voluntary contributions by taxpayers on gross income tax returns for maintenance of certain State memorials honoring war veterans

**S-1731/A-2368 (Gordon, Allen/Vainieri Huttie)** - Permits municipality to establish civil penalty for smoking in public places

**S-1739/A-2167 (Turner, Diegnan/Johnson, Vainieri Huttie, Wimberly)** - Establishes sexual assault training requirements for law enforcement officers

**S-1750/A-2729 (Madden, Cruz-Perez/A.M. Bucco, DeAngelo, Space, Mosquera, Wisniewski, DeCroce, Mukherji, Jones)** - Establishes special motorcycle license plates for veterans

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### More Information

[Letter Regarding S3074 \[pdf 45kB\]](#)

**S-1808/A-3342 (Van Drew, Diegnan/Karabinchak)** - Designates striped bass as NJ State Saltwater Fish; redesignates brook trout as NJ Freshwater Fish

**S-2153/A-3520 (Gordon/Eustace, Sumter, Wimberly, Vainieri Huttie, Johnson)** – Requires NJTA to study impact of constructing rail stations at certain park and ride facilities

**S-2369/A-4152 (Whelan, Van Drew, Connors/Andrzejczak, Mazzeo, Land, Burzichelli)** - Limits application of DEP shellfish habitat rules for certain dredging activities

**S-2457/A-3999 (Van Drew, Oroho/Houghtaling, Andrzejczak, Mazzeo, Space, Downey)** - Enables collection of voluntary contributions for Jersey Fresh Program through gross income tax returns

**S-2578/A-4239 (Cunningham, Pou, Gordon/Sumter, Jasey, Benson, Muoio, Downey, Mukherji)** - Revises New Jersey College Loans to Assist State Students Loan Program to require applicants first exhaust federal student loans, require income verification, and limit total student loan amounts

**S-2884/A-4484 (Whelan, Greenstein/Eustace, Quijano, Chiaravalloti, Caride)** - Declares that deed restrictions or agreements that prevent raising or constructing of a structure to certain flood elevation standards are unenforceable

**S-2892/A-5042 (Sweeney/Giblin)** - Exempts certain real estate brokers, broker-salespersons and salespersons from continuing education requirement

**S-3074/A-4586 (Lesniak, Turner/Johnson, Oliver, Holley, Chiaravalloti)** - Establishes gubernatorial veto power over Waterfront Commission of New York Harbor's meeting minutes; expands gubernatorial oversight powers over commission

**S-3244/A-4854 (Sweeney, Allen/Singleton, Burzichelli, Taliaferro)** - Designates portion of Interstate Highway Route 295 in West Deptford Township as "State Trooper Sean E. Cullen Memorial Highway"

**A-445/S-1661 (Mazzeo, Pinkin, DeAngelo, Chiaravalloti/Van Drew, A.R. Bucco)** - Provides for voluntary contributions by taxpayers on gross income tax returns for the NJ World War II Veterans' Memorial Fund

**A-1185/S-2771 (Mosquera, Holley, Moriarty, Quijano/Cruz-Perez, Van Drew)** - Requires State Comptroller to report findings of audit compliance reviews

**A-1199/S-1326 (Mosquera, Moriarty, Lagana, Zwicker, Downey/Turner, Oroho)** - Permits a victim or witness of any age to testify by closed circuit television under certain circumstances in prosecutions for domestic violence, sexual assault, and certain other crimes

**ACS for A-1690/SCS SCS for S-660, 2002 (Dancer, Singleton, Andrzejczak, Land, Benson, Moriarty, Houghtaling/Turner, Beach, Van Drew)** - Allows fire district elections to be moved to November; eliminates certain fire district budget referenda; and eliminates certain fire district capital purchase referenda

**A-1953/S-2448 (Coughlin, Lagana, Muoio, Benson, Houghtaling, Danielsen, Mukherji/Vitale, Whelan)** - Allows installment payments for senior and disabled property taxpayers to repay overpayments of homestead credits and homestead property tax reimbursements

**A-1955/SCS for S-1795 (Jones, Lampitt, Phoebus, Space/A.R. Bucco, Oroho)** - Provides for voluntary discharge of personal representatives overseeing administration of estates by application to the Surrogate's Court

**A-2176/S-156 (Taliaferro, Eustace, Benson, Mazzeo, Chiaravalloti/Madden, Ruiz)** - Criminalizes possession and sale of alpha-pyrrolidinopentophenone (alpha-PVP), commonly known as "flakka" or "flocka"

**A-3056/SCS for S-2360, 3030 (Taliaferro, Dancer, Houghtaling, Space, Andrzejczak, Webber/Allen, Greenstein, Bateman, Smith, Wimberly)** – Requires DEP to establish voluntary guidelines for K-12 schools and institutions of higher education to reduce, recover, and recycle food waste; extends "Food Bank Good Samaritan Act" immunity protections to public and nonpublic schools.

**A-3058/S-2366 (Space, Taliaferro, Dancer, Houghtaling, Andrzejczak/Oroho, Ruiz)** - Establishes Farm to School Coordinating Council

**A-3381 (McKnight, Holley, Vainieri Huttie, Houghtaling, Chiaravalloti, Quijano, Gordon)** – Authorizes municipal volunteer programs for free removal of snow from certain residential properties occupied by seniors or disabled persons.

**A-3386/S-2711 (Schaer, Vainieri Huttie, Chiaravalloti, Caride, Mukherji, Wimberly/Vitale, Rice)** - Provides protections for children under the age of 18 with developmental disabilities and individuals with developmental disabilities ages 18-21 receiving services from Division of Children's System of Care

**A-3437/S-1076 (DeAngelo, Gusciora, Land, Andrzejczak/Turner)** - Designates "Garden State" as State Slogan

**A-3896/S-2790 (Sumter, Mukherji, Pintor Marin/Scutari, Turner)** - Concerns sale of certain tires

**A-3908/S-3021 (Mazzeo, DeAngelo, Mukherji, Houghtaling, Quijano/Whelan, T. Kean)** - Establishes 9/11 Memorial Registry

**A-3911/S-2863 (Wisniewski, Vainieri Huttie, Mukherji/Cardinale, Pennacchio)** - Provides that motor vehicle registration expires on registrant's numerical calendar day of birth

**A-4164/S-2588 (Houghtaling, Downey, Holley, Muoio, Webber/Van Drew, Cruz-Perez)** - Requires State Auditor to annually report on unspent State account balances

**A-4206/S-2676 (Karabinchak, Prieto, Webber, Holley/Diegnan, A.R. Bucco)** - Requires candidates for election to school board to file with their nominating petitions specific affirmation that they have not been convicted of crimes that would disqualify them from office

**A-4230/S-3141 (Conaway, O'Scanlon, Mukherji, Pintor Marin/Codey)** - Requires health insurance carriers; SHBP, and SEHBP to inform covered persons about organ and tissue donation

**ACS for A-4432/SCS for S-2841 (Schaer, Lampitt, Benson, Singleton, Chiaravalloti, Wimberly/Cunningham)** - Provides increased tax credit amounts under Grow New Jersey Assistance Program for certain businesses that have collaborative research relationships with colleges or universities

**A-4542/S-2986 (Mazzeo, Johnson, Land, Andrzejczak, DeCroce/Van Drew)** - Designates portion of State Highway Route 55 as "State Trooper Frankie L. Williams Memorial Highway"

**A-4580/S-2989 (Taliaferro, Burzichelli, Quijano, Houghtaling/Lesniak, Oroho)** - Appropriates \$2,900,000 from "2009 Farmland Preservation Fund" for grants to certain nonprofit organizations for farmland preservation purposes

**A-4581/S-2987 (Houghtaling, Andrzejczak, Singleton, Downey/Cruz-Perez, Oroho)** - Appropriates \$22,385,743 to State Agriculture Development Committee for farmland preservation purposes

**A-4582/S-2990 (Andrzejczak, Mazzeo, Taliaferro, Zwicker, Houghtaling/Whelan, Van Drew)** - Appropriates \$32.5 million from constitutionally dedicated CBT revenues to State Agriculture Development Committee for county planning incentive grants

**A-4584/S-2988 (Zwicker, Taliaferro, Burzichelli, Houghtaling/Sweeney)** - Appropriates \$7,500,000 from constitutionally dedicated CBT revenues for planning incentive grants to municipalities for farmland preservation purposes

**A-4630/S-1938 (Jones/Cruz-Perez)** - Repeals law regulating charges assessed by a miller for grinding grain

**A-4673/S-3095 (Houghtaling, Downey/Van Drew)** - Concerns assessment of buildings or structures on real property located in certain counties following material depreciation thereof

**A-4713/S-3235 (Burzichelli, Prieto, Gusciora, DeAngelo, Benson/Kyrillos, Whelan)** - Designates building where NJEDA is located in memory of Caren Franzini to commemorate her outstanding service to State

**A-4895/S-3056 (Egan, Sumter, Pinkin/Cunningham)** - Eliminates UI exemption for interns employed by hospitals

#### **BILL VETOED:**

**S-2214/A-3847 (Turner, Cunningham/Lampitt, Mukherji, Johnson, Eustace) - CONDITIONAL** - Requires institutions of higher education and proprietary degree-granting institutions to improve transparency of tuition and fees

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Press Contact:  
Brian Murray  
609-777-2600



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Office of the Governor  
PO Box 001  
Trenton, NJ 08625  
609-292-6000