

2019 Regular Session

HOUSE BILL NO. 299

BY REPRESENTATIVE CARMODY

1 AN ACT

2 To enact R.S. 37:1461.1, relative to continuing education approved by the Louisiana Real
3 Estate Commission; to provide for a continuing education approval process for
4 certain courses; to require vendors to seek approval to provide such courses; and to
5 provide for related matters.

6 Be it enacted by the Legislature of Louisiana:

7 Section 1. R.S. 37:1461.1 is hereby enacted to read as follows:

8 §1461.1. Continuing education; meetings and conferences; approved vendors;
9 approval process; exceptions

10 A. A vendor which has been licensed by the Louisiana Real Estate
11 Commission to provide continuing education courses to licensees of the commission
12 shall be exempt from the continuing education approval processes as set forth in the
13 Louisiana Administrative Code or prescribed by the commission when seeking
14 approval of the following:

15 (1) Courses offered to obtain certifications or designations awarded by the
16 National Association of REALTORS or its affiliated institutes, societies, and
17 councils.

18 (2) Live courses offered once a year in any one location and in conjunction
19 with a conference, meeting, forum, or similar event held or sponsored by a state or
20 local real estate trade association, or any institutes, societies, or councils affiliated
21 with a state or local real estate trade association.

1 B. In order for licensees to earn continuing education credit for courses
2 delineated in Subsection A of this Section, the vendor of the course shall submit the
3 course for approval pursuant to the process set forth in this Section.

4 C.(1) To obtain approval for continuing education credit for the courses
5 delineated in Subsection A of this Section, a vendor shall submit the following
6 information to the executive director of the commission by electronic mail at least
7 forty-five days prior to the planned date of the course:

8 (a)(i) The date, location, and time the course will be provided.

9 (ii) If the date, location, or time of the course has not been finalized, the
10 vendor shall state reasons for the uncertainty and submit the omitted information at
11 least ten days before the course is taught.

12 (b)(i) For courses described in Paragraph (A)(1) of this Section, for initial
13 approval, the vendor shall submit either the course materials, course syllabus, or
14 both, if available. In applications for renewal, the vendor shall submit a brief
15 summary of the course content.

16 (ii) For courses described in Paragraph (A)(2) of this Section, the vendor
17 shall submit either the course content or a brief summary of the course content.

18 (c) The name and qualifications of every instructor involved in conducting
19 the course.

20 (d) The number of credit hours.

21 (2) The executive director shall notify the vendor of whether the course has
22 been approved or denied approval within seven calendar days of submission for
23 approval.

24 (3) If approval is denied by the executive director, the question of approval
25 shall be placed on the agenda of the next regularly scheduled meeting of the
26 commission. At the meeting, the commissioners shall vote to either uphold the
27 decision of the executive director or to approve the course for continuing education
28 credit.

1 D.(1) Any course described in Paragraph (A)(1) of this Section and approved
2 pursuant to the provisions of this Section shall be valid for continuing education
3 credit for three years from the date of approval or renewal.

4 (2) If a course described in Paragraph (A)(1) of this Section has not been
5 approved for renewal before the expiration of the three-year time period, it shall not
6 be acceptable for use as continuing education credit.

7 E.(1) Any state department, office, board, or commission may offer any
8 course for continuing education credit for real estate licensees without being licensed
9 as a real estate education vendor.

10 (2) Any state department, office, board, or commission seeking to offer any
11 course for continuing education credit for real estate licensees shall submit the
12 course for approval pursuant to the provisions of this Section and shall be exempt
13 from course and instructor approval requirements provided for in the Louisiana
14 Administrative Code or prescribed by the commission.

15 F. The following shall apply to any course submitted for approval or
16 approved for continuing education pursuant to the provisions of this Section:

17 (1) The commission shall not require a separate process to approve the
18 instructor of the course.

19 (2) If there is a change in the instructor, the vendor shall provide the
20 executive director with the name of the new instructor and a brief statement as to
21 why the instructor is qualified to conduct the course, at least seven days prior to the
22 course.

23 (3) Neither the commission nor any third-party contractor shall require or
24 request that the vendor or instructor provide an instructor guide, a narrative of the
25 information to be presented in the course, a detailed course outline, time allotment
26 for topics, detailed learning objectives, or instructional methods or aids, when the
27 vendor is seeking approval or renewal of approval of a course.

28 (4) Neither the commission nor any third party shall require the vendor or
29 instructor to submit additional information about the course content, delivery

1 method, or instructor unless for use in addressing a formal written complaint that
2 may be received by the commission about the course or instructor.

SPEAKER OF THE HOUSE OF REPRESENTATIVES

PRESIDENT OF THE SENATE

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____