



**PROPOSED RULE ACTION FROM
AUGUST 13, 2012 MEETING OF THE COMMISSION
Chapter 535 General Provisions
Subchapter G. Mandatory Continuing Education
§535.75. Education Curriculum Standards Committee.**

The Texas Real Estate Commission (TREC) proposes an amendment to §535.75 concerning Education Curriculum Standards Committee. The amendment changes the makeup of the committee to be composed of 7 brokers, 4 education related members, and one public member.

Loretta R. DeHay, General Counsel, has determined that for the first five-year period the proposed amendments are in effect there will be no fiscal implications for the state or for units of local government as a result of enforcing or administering the sections. There is no anticipated significant impact on small businesses, micro-businesses or local or state employment as a result of implementing the sections. There is no significant anticipated economic cost to persons who are required to comply with the proposed amendment.

Ms. DeHay also has determined that for each year of the first five years the sections as proposed are in effect the public benefit anticipated as a result of enforcing the sections will be a well-rounded committee composed of members familiar with the Act and Rules of the Commission.

Comments on the proposal may be submitted to Loretta R. DeHay, General Counsel, Texas Real Estate Commission, P.O. Box 12188, Austin, Texas 78711-2188. The deadline for comments is 30 days after publication in the *Texas Register*.

The amendments are proposed under Texas Occupations Code, §1101.151, which authorizes the Texas Real Estate Commission to adopt and enforce rules necessary to administer Chapters 1101 and 1102; and to establish standards of conduct and ethics for its licensees to fulfill the purposes of chapters 1101 and 1102 and ensure compliance with Chapters 1101 and 1102.

The statute affected by this proposal is Texas Occupations Code, Chapter 1101. No other statute, code or article is affected by the proposed amendments.

§535.75. Education Curriculum Standards Committee.

(a) (No Change.)

(b) The committee consists of 12 members appointed by the commission as follows:

(1) Seven ~~[Six]~~ members who have been engaged in the practice of real estate for at least five years before the member's appointment and who are actively engaged in that practice;

(2) Four ~~[Three]~~ members who are real estate instructors or owners of real estate schools accredited by the commission that provide core or continuing education;

(3) One member ~~[Three—members]~~ who represents ~~[represent]~~ the public.

(c)-(o) (No Change.)

This agency hereby certifies that the proposal has been reviewed by legal counsel and found to be within the agency's legal authority to adopt.

Filed with the Office of the Secretary of State on August 20, 2012.

TRD No. 201204417

Loretta R. DeHay

General Counsel

Texas Real Estate Commission

Earliest possible date of adoption: November 5, 2012