

House Engrossed

real estate information technology fund

State of Arizona
House of Representatives
Fifty-sixth Legislature
Second Regular Session
2024

HOUSE BILL 2633

AN ACT

AMENDING SECTION 32-2107, ARIZONA REVISED STATUTES; APPROPRIATING MONIES;
RELATING TO REAL ESTATE.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 32-2107, Arizona Revised Statutes, is amended to
3 read:

4 32-2107. Powers and duties of commissioner; compensation;
5 administration of department; seal; revolving
6 fund; technology fund

7 A. The commissioner shall have charge of the department with power
8 to administer it in accordance with ~~the provisions of~~ and to carry out the
9 purposes of this chapter. The commissioner shall adopt a seal ~~which shall~~
10 ~~bear~~ **THAT BEARS** the words "real estate commissioner, state of
11 Arizona", ~~which shall be~~ **AND THAT IS** used ~~for the authentication of~~ **TO**
12 **AUTHENTICATE** proceedings of the department and the official documents
13 thereof. The commissioner's principal office shall be at the state
14 capitol. The commissioner may have branch offices the commissioner deems
15 necessary in other cities.

16 B. The commissioner shall receive compensation as determined
17 pursuant to section 38-611.

18 C. The commissioner shall prepare and cause to be produced and
19 circulated among the licensees and the general public educational matter
20 the commissioner deems helpful and proper ~~for the guidance~~ **TO GUIDE** and
21 ~~assistance of~~ **ASSIST** both licensees and the public. The commissioner may
22 assess a fee for each of these educational products that does not exceed a
23 level reasonably estimated to be sufficient to recover production and
24 distribution costs.

25 D. In cooperation with industry educators, content experts and
26 other professionals, the commissioner may develop, sponsor or hold
27 educational seminars and workshops for the benefit of licensees.

28 E. ~~A~~ **THE** real estate department education revolving fund is
29 established consisting of monies received from the sale of educational
30 matter under subsection C of this section and grants of monies to be used
31 in the production of educational products. Monies in the fund shall be
32 used ~~for the printing of~~ **TO PRINT** a compilation of real estate laws and
33 rules and other educational publications and for other educational efforts
34 the commissioner deems helpful and proper ~~for the guidance~~ **TO GUIDE** and
35 ~~assistance of~~ **ASSIST** licensees and the public, including sponsoring and
36 holding educational seminars or workshops for educators and other
37 licensees. The **STATE REAL ESTATE** department shall establish the revolving
38 fund as a separate account. The **STATE REAL ESTATE** department shall make a
39 full accounting of its use to the department of administration annually or
40 as required by the department of administration. Expenditures from the
41 fund and reimbursement to the fund shall be as prescribed by rules of the
42 department of administration. Monies received in the real estate
43 department education revolving fund are not subject to reversion, except
44 that all monies in the fund ~~in excess of twenty-five thousand dollars~~ **THAT**

1 EXCEED \$25,000 at the end of the fiscal year revert to the state general
2 fund.

3 F. THE REAL ESTATE INFORMATION TECHNOLOGY FUND IS ESTABLISHED. THE
4 REAL ESTATE INFORMATION TECHNOLOGY FUND SHALL BE USED TO SUPPLEMENT THE
5 DEPARTMENT'S TECHNOLOGICAL UPGRADES AND UPDATES TO SOFTWARE AND EQUIPMENT,
6 TO CONTRACT WITH EXTERNAL VENDORS FOR TECHNOLOGICAL UPGRADES AND UPDATES
7 TO SOFTWARE AND EQUIPMENT AND TO SUPPORT SOFTWARE SUBSCRIPTIONS. THE FUND
8 MAY NOT BE USED TO SUPPLANT THE SALARIES OF DEPARTMENT STAFF. MONIES IN
9 THE FUND ARE SUBJECT TO LEGISLATIVE APPROPRIATION AND ARE EXEMPT FROM THE
10 PROVISIONS OF SECTION 35-190 RELATING TO LAPSING OF APPROPRIATIONS.

11 ~~F.~~ G. The commissioner shall adopt rules, in ~~accord~~ ACCORDANCE
12 with this chapter, as the commissioner deems necessary to carry out this
13 chapter.

14 ~~G.~~ H. The commissioner may approve standardized legal forms for
15 use in the sale or lease of real estate for the purpose of recognizing
16 compliance of the forms with this chapter and the rules adopted pursuant
17 to this chapter.

18 Sec. 2. Appropriation: real estate information technology
19 fund

20 The sum of \$3,000,000 is appropriated from the department of
21 administration subaccount in the automation projects fund established
22 pursuant to section 41-714, Arizona Revised Statutes, in fiscal year
23 2024-2025 to the real estate information technology fund established by
24 section 32-2107, Arizona Revised Statutes, as amended by this act, and is
25 appropriated from the real estate information technology fund to the state
26 real estate department for the purposes provided in section 32-2107,
27 Arizona Revised Statutes, as amended by this act.