

EXAMINATION READER AND/OR WRITER/MARKER REQUEST AND CERTIFICATION

RE 407 (Rev. 1/20)

- The following Request and Certification must be read and affirmed by exam applicant **and** approved by the Department of Real Estate (DRE) prior to the final scheduling of the real estate examination.
- This form should be submitted to DRE with the following forms:
 - 1) Reasonable Accommodation Request for Examination (RE 413) and supporting documentation as required.

AND

- 2) One of the following from A, B, or C (check one):
 - A) Salesperson Examination Application (RE 400A)
 Salesperson Examination Change Application (RE 415A)
 Salesperson Exam/License Application (RE 435)
 - B) Broker Examination Application (RE 400B)
 Broker Examination Change Application (RE 415B)
 Broker Exam/License Application (RE 436)
 - C) Professional Responsibility Examination Application (RE 283)
 Professional Responsibility Re-Examination Application (RE 284)

EXAM APPLICANT INFORMATION

NAME OF EXAMINEE — LAST, FIRST AND MIDDLE

MAILING ADDRESS — STREET ADDRESS OR POST OFFICE BOX

CITY	STATE	ZIP CODE	DAYTIME PHONE NUMBER
EXAMINATION LOCATION			EXAMINATION TYPE
<input type="checkbox"/> SACRAMENTO	<input type="checkbox"/> OAKLAND	<input type="checkbox"/> FRESNO	<input type="checkbox"/> SALESPERSON <input type="checkbox"/> BROKER
<input type="checkbox"/> LOS ANGELES VICINITY	<input type="checkbox"/> SAN DIEGO	<input type="checkbox"/> OTHER _____	<input type="checkbox"/> PROFESSIONAL RESPONSIBILITY

Examinee Certification

I am requesting a Reader and/or Writer/Marker be allowed to assist me in my real estate examination as outlined in the accompanying RE 413 and further detailed in the documentation submitted from the medical authority or learning institution that rendered my diagnosis.

*I understand that the requested Reader **and/or** Writer/Marker will be provided by DRE.*

I further understand that any assistance given to me not specifically authorized by DRE may result in an investigation by DRE, and that DRE may deny, suspend, revoke or restrict the license of an applicant or licensee who subverts or attempts to subvert a licensing examination. Subversion of Exam, Definition and Penalty, are outlined in Section 123 of the Business & Professions (B&P) Code. I have reviewed the excerpt of B&P Section 123 on the reverse side of this form.

SIGNATURE OF EXAMINEE

DATE



BUSINESS & PROFESSIONS CODE EXCERPTS

123. It is a misdemeanor for any person to engage in any conduct which subverts or attempts to subvert any licensing examination of the administration of an examination, including, but not limited to:

(a) Conduct which violates the security of the examination materials; removing from the examination room any examination materials without authorization; the unauthorized reproduction by any means of any portion of the actual licensing examination; aiding by any means the unauthorized reproduction of any portion of the actual licensing examination; paying or using professional or paid examination-takers for the purpose of reconstructing any portion of the licensing examination; obtaining examination questions or other examination material, except by specific authorization either before, during, or after an examination; or using or purporting to use any examination questions or materials which were improperly removed or taken from any examination for the purpose of instructing or preparing any applicant for examination; or selling, distributing, buying, receiving, or having unauthorized possession of any portion of a future, current, or previously administered licensing examination.

(b) Communicating with any other examinee during the administration of a licensing examination; copying answers from another examinee or permitting one's answers to be copied by another examinee; having in one's possession during the administration of the licensing examination any books, equipment, notes, written or printed materials, or data of any kind, other than the examination materials distributed, or otherwise authorized to be in one's possession during the examination; or impersonating any examinee or having an impersonator take the licensing examination on one's behalf.

Nothing in this section shall preclude prosecution under the authority provided for in any other provision of law.

In addition to any other penalties, a person found guilty of violating this section, shall be liable for the actual damages sustained by the agency administering the examination not to exceed ten thousand dollars (\$10,000) and the costs of litigation.

(c) If any provision of this section or the application thereof to any person or circumstances is held invalid, that invalidity shall not affect other provisions or applications of the section that can be given effect without the invalid provision or application, and to this end the provisions of this section are severable.

123.5. Whenever any person has engaged, or is about to engage, in any acts or practices which constitute, or will constitute, a violation of Section 123, the superior court in and for the county wherein the acts or practices take place, or are about to take place, may issue an injunction, or other appropriate order, restraining such conduct on application of a board, the Attorney General or the district attorney of the county.

The proceedings under this section shall be governed by Chapter 3 (commencing with Section 525) of Title 7 of Part 2 of the Code of Civil Procedure. The remedy provided for by this section shall be in addition to, and not a limitation on, the authority provided for in any other provision of law.

10153.01. (a) No person shall cheat on, subvert, or attempt to subvert a licensing examination given by the department. Cheating on, subverting, or attempting to subvert a licensing examination includes, but is not limited to, engaging in, soliciting, or procuring any of the following:

(1) Any communication between one or more examinees and any person, other than a proctor or examination official, while the examination is in progress.

(2) Copying answers from another examinee or permitting one's answers to be copied by another examinee.

(3) The taking of all or a part of the examination by a person other than the applicant.

(4) Removing from the examination room any examination materials without authorization.

(5) The unauthorized reproduction by any means of any portion of the actual licensing examination.

(6) Aiding by any means the unauthorized reproduction of any portion of the actual licensing examination.

(7) Possession or use at any time during the examination or while the examinee is on the examination premises of any device, material, or document that is not expressly authorized for use by examinees during the examination, including, but not limited to, notes, crib sheets, textbooks, and electronic devices.

(8) Failure to follow any examination instruction or rule related to examination security.

(9) Providing false, fraudulent, or materially misleading information concerning education, experience, or other qualifications as part of, or in support of, any application for admission to an examination.

(b) The commissioner may bar any candidate who willfully cheats on, subverts, or attempts to subvert an examination from taking any license examination and from holding an active real estate license under any provision of this code for a period of up to three years.

10153.1. It is unlawful for any person with respect to any examination under this part to practice any deception or fraud with regard to his or her identity in connection with any examination, application, or request to be examined.

Any person who willfully violates or knowingly participates in the violation of this section is guilty of a misdemeanor.

PRIVACY INFORMATION:

Section 1798.17 of the Civil Code requires this notice be provided when collecting personal or confidential information from individuals. Each individual has the right to review personal information maintained by this Agency, unless access is exempted by law.

Department of Real Estate Assistant Commissioner
1651 Exposition Blvd. Licensing & Administration
Sacramento, CA 95815 Telephone: 877-373-4542

General powers of the Commissioner, Sections 10050, 10071, and 10075 of the Business and Professions Code authorizes the maintenance of this information.

Business and Professions Code Sections 30, 31(e) and 494.5(d) require each real estate licensee to initially provide to the Department of Real Estate his or her social security number which will be furnished to the Franchise Tax Board. The Franchise Tax Board will use your number to establish identification exclusively for tax purposes. These code

sections also require that each application for a new license or renewal provides notification on the application, that the Board of Equalization and the Franchise Tax Board will share taxpayer information with the Department of Real Estate, and that failure to pay tax obligations may result in a suspension or denial of a license. The Board of Equalization and Franchise Tax Board require the Department to collect social security numbers and federal taxpayer identification numbers for the purposes of matching the names of the 500 largest tax delinquencies pursuant to Section 7063 or 19195 of the Revenue and Taxation Code. Your social security numbers and federal taxpayer identification number shall not be deemed public records and shall not be open to the public for inspection.

The Real Estate Law and the Regulations of the Commissioner require applicants to provide the Department with specific information. If all or any part of the required information is not provided, processing may be delayed. In addition, the Commissioner may suspend or revoke a

license, or in the case of a license applicant, may deny the issuance for misstatements of facts (including a failure to disclose a material fact) in an application for a license.

The information requested in this form is primarily used to furnish license status information to the Department's Enforcement Section, and to answer inquiries and give information to the public on license status, mailing and business addresses and actions taken to deny, revoke, restrict or suspend licenses for cause.

This information may be transferred to real estate licensing agencies in other states, law enforcement agencies (City Police, Sheriff's Departments, District Attorneys, Attorney General, F.B.I.), and any other regulatory agencies (i.e., Department of Business Oversight, Department of Insurance, Department of Consumer Affairs, California Bar Association).