

IMPLEMENTATION OF SB 263 (2021) CONTINUING EDUCATION REQUIREMENTS
DRAFT REGULATION TEXT

Article 25. Continuing Education Requirements

§ 3007.2. Material Change in Course Offering.

(a) Any proposed change to an approved course offering that is a significant deviation, in one or more aspects, from the offering as approved by the ~~Bureau~~ Department including a change in curriculum, course length, method of presentation, workbooks, texts, ~~or syllabi~~, or changes reflecting the revised education requirements of Business and Professions Code Section 10170.5 effective January 1, 2023, but not including changes designed exclusively to reflect recent changes in other statutes, regulations or decisional law, shall be deemed to be material and shall be submitted by the sponsor to the ~~Bureau~~ Department for consideration and approval prior to use.

(b) A material change shall require a new application and fee.

(c) The fee for submittal and review of existing courses impacted by the revised education requirements of Business and Professions Code Section 10170.5 effective January 1, 2023, shall be charged for submissions received after January 1, 2023.

~~If a course was approved under the regulations in effect from 2008 through January 1, 2011, and the sponsor continues to offer the course after January 1, 2011, the sponsor must change the course by January 1, 2011, to meet the new standard.~~

~~(d) A course that is changed as described in (c), above, to come into compliance with the regulatory changes adopted to go into effect on January 1, 2011, does not need to be submitted to the Bureau for review until the course is renewed.~~

Note: Authority cited: Sections 10080 and 10170.4, Business and Professions Code. Reference: Sections 10170.4 and 10170.5, Business and Professions Code.

§ 3013.1. License Renewal Procedure.

Statutory changes to Business and Professions Code section 10170.5 regarding continuing education requirements shall apply to:

(a) Licensees whose licenses expire on or after the effective date of the statutory change; and

(b) Licensees who submit an application to renew their license during the two-year grace period set forth in Business and Professions Code section 10201 and after the effective date of the statutory change.

Note: Authority cited: Sections 10080 and 10170.4, Business and Professions Code. Reference: Sections 10170.4, 10170.5, and 10201, Business and Professions Code.

§ 3015. Interactive Participatory Component.

The term “Interactive participatory component,” as used in Business and Professions Code section 10170.5 means instruction whereby the instructor actively involves the students in their learning process through instructor-student interaction and/or through guided student-student interaction.

Note: Authority cited: Sections 10080 and 10170.4, Business and Professions Code. Reference: Section 10170.5, Business and Professions Code.

§ 3017. Fair Housing Course.

The continuing education course on “fair housing” required by Business and Professions Code section 10170.5 shall include subject matters covering the following:

(a) federal and state fair housing laws relating to the sale and leasing of real property.

(b) federal and state laws concerning civil rights and anti-discrimination requirements that are relevant to real property transactions and business opportunities.

Note: Authority cited: Sections 10080 and 10170.4, Business and Professions Code. Reference: Section 10170.5, Business and Professions Code.