

*****Adopted*****

AMENDMENT No. 1 PROPOSED TO

Senate Bill NO. 2507

By Senator(s) Hewes

1 **AMEND** by inserting the following section after line 121 and
2 **renumbering the succeeding section(s) accordingly:**

3 **SECTION *.** Section 73-35-5, Mississippi Code of 1972, is
4 amended as follows:

5 73-35-5. (1) There is hereby created the Mississippi Real
6 Estate Commission. The commission shall consist of five (5)
7 persons, to be appointed by the Governor with the advice and
8 consent of the Senate. Each appointee shall have been a resident
9 and citizen of this state for at least six (6) years prior to his
10 appointment, and his vocation for at least five (5) years shall
11 have been that of a real estate broker. One (1) member shall be
12 appointed for the term of one (1) year; two (2) members for terms
13 of two (2) years; two (2) members for terms of four (4) years;
14 thereafter, the term of the members of said commission shall be
15 for four (4) years and until their successors are appointed and
16 qualify. There shall at no time be more than one (1) commissioner
17 from any one (1) congressional district of which he is a bona fide
18 resident, as such districts are constituted as of January 1, 1983.
19 Members to fill vacancies shall be appointed by the Governor for
20 the unexpired term. The Governor may remove any commissioner for
21 cause. The State of Mississippi shall not be required to furnish
22 office space for such commissioners. The provisions of this
23 section shall not affect persons who are members of the Real

24 Estate Commission as of July 1, 1988. Such members shall serve
25 out their respective terms, upon the expiration of which the
26 provisions of this section shall take effect. Nothing provided
27 herein shall be construed as prohibiting the reappointment of any
28 member of the said commission. The members of the commission as
29 constituted on January 1, 2002, whose terms have not expired shall
30 serve the balance of their terms, after which time the membership
31 of the commission shall be appointed as follows: There shall be
32 appointed one (1) member of the commission from each of the four
33 (4) Mississippi congressional districts as they currently exist
34 and one (1) from the state at large, and the Governor shall make
35 appointments from the congressional district having the smallest
36 number of commission members until the membership includes at
37 least one (1) member from each congressional district as required.
38 No more than one (1) member shall be appointed from the same
39 county.

40 (2) The commission shall organize by selecting from its
41 members a chairman, and may do all things necessary and convenient
42 for carrying into effect the provisions of this chapter, and may
43 from time to time promulgate rules and regulations. Each member
44 of the commission shall receive per diem as authorized in Section
45 25-3-69, Mississippi Code of 1972, and his actual and necessary
46 expenses incurred in the performance of duties pertaining to his
47 office as authorized in Section 25-3-41, Mississippi Code of 1972.

48 (3) The commission shall adopt a seal by which it shall
49 authenticate its proceedings. Copies of all records and papers in
50 the office of the commission, duly certified and authenticated by
51 the seal of said commission, shall be received in evidence in all
52 courts equally and with like effect as the original. All records
53 kept in the office of the commission under authority of this
54 chapter shall be open to public inspection except pending
55 investigative files.

56 **FURTHER, AMEND the title on line 2 by inserting after the**
57 **semicolon the following:**

58 TO AMEND SECTION 73-35-5, MISSISSIPPI CODE OF 1972, TO REVISE THE
SS26\SB2507A.1J

59 DISTRICTS OF THE MISSISSIPPI REAL ESTATE COMMISSION;