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**Introduced by Senator Wyland**

February 26, 2009

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An act to amend Section 10130 of the Business and Professions Code, relating to real estate.

LEGISLATIVE COUNSEL'S DIGEST

SB 473, as introduced, Wyland. Real estate: licensing.

Existing law, the Real Estate Law, governs the licensure and regulation of real estate salespersons and real estate brokers. Existing law makes it unlawful for a person to, among other things, engage in the business of a real estate broker or a real estate salesman without a license.

This bill would make technical and nonsubstantive changes to those provisions.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 10130 of the Business and Professions
- 2 Code is amended to read:
- 3 10130. It is unlawful for ~~any~~ a person to engage in the business
- 4 *of*, act in the capacity of, *or* advertise or assume to act as, a real
- 5 estate broker or a real estate ~~salesman~~ *salesperson* within this state
- 6 without first obtaining a real estate license from the department.
- 7 The commissioner may prefer a complaint for violation of this
- 8 section before ~~any~~ a court of competent jurisdiction, and the
- 9 commissioner and his *or her* counsel, deputies or assistants may
- 10 assist in presenting the law or facts at the trial.

- 1 It is the duty of the district attorney of each county in this state
- 2 to prosecute all violations of this section in their respective counties
- 3 in which the violations occur.

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