

CANDIDATE INFORMATION BOOKLET

Real Estate Laws and Rules Examination



Effective March 2024

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Statement of Nondiscriminatory Policy

The Department of Business and Professional Regulation does not discriminate among candidates based on age, sex, race, religion, national origin, handicap, or marital status.

Please save this document for future reference.

Visit our website at:

<http://www.myfloridalicense.com/DBPR/examination-information/>

Introduction

This Candidate Information Booklet (CIB) is designed to introduce Computer Based Testing and provide candidate information for this examination. The Department of Business and Professional Regulation has retained the services of Pearson VUE to schedule, administer, score, and report the results for computer-based testing. Pearson VUE is a leading provider of assessment services to regulatory agencies and national associations and offers licensing and credentialing support services to associations, state agencies, and private industry.

Your examination(s) will be administered on an electronic testing system. The testing system eliminates the use of paper, pencil, and answer sheets. Candidates input their responses by entering the answer of their choice (A, B, C or D). Before you begin the examination, you will have an opportunity to go through a tutorial on the computer. The computer is very simple to operate; it should only take you a few minutes to learn to use it. The screen features a variety of function buttons to help candidates navigate through the examination. The function buttons are in the same position throughout the test. Candidates can mark a question for review, move forward or backward one question at a time, or move to a specific question.

The summary screen, which can be accessed at any time during the examination, shows candidates the following:

- Number of questions answered
- Number of questions unanswered and/or skipped
- Time remaining for the examination

Testing Locations and Reservations

To locate a Pearson VUE Test Center near you, as well as to check that site's availability, use this link to view the vendor website for more details: <https://home.pearsonvue.com/fl/realestate>.

Making your Test Reservations

Candidates that already know their candidate identification number are reminded that they do not have to wait for a "Confirmation"/ "Authorization" letter to make their reservation. Candidates will receive an email test authorization with the date and test center location of your reservation.

Telephone or Internet Reservations

Call: 1.888.204.6289 and a Pearson VUE Customer Care Associate will help you to select a convenient examination date and location and answer any question you may have. The best times to call for a reservation are Monday – Friday (8am – 11pm), Saturday (8am – 5pm), and Sunday (10am – 4pm). You may register as far in advance as you would like to test based on seat availability. However, it is strongly recommended you call at least five (5) business days before the examination date desired since reservations are made on a first-come, first-served basis.

Candidates may register via the Internet. You may submit a request via the Internet to Pearson VUE website at <https://home.pearsonvue.com/fl/realestate> twenty-four (24) hours a day, seven (7) days a week, provided you include a credit card number, electronic check or voucher, and valid email address.

A reservation confirmation will be returned to you via email. Examination reservations may be canceled or changed via the Internet.

Please have the following information when you call to make an examination reservation:

- Your authorization notice
- Candidate Identification number listed on your authorization notice
- Your full name, address, and a daytime telephone number
- The location of the test center you desire
- The name of the examination you will be taking
- Credit card number, check, or voucher

The Examination

Content Overview

The Florida Real Estate Commission has determined that it is in the best interest of the public's welfare to ensure a nonresident seeking licensure in Florida, pursuant to Section 475.180, Florida Statutes, is knowledgeable in Florida law, statutes, and administrative rules. To properly ensure such nonresident candidate has this knowledge, a Laws and Rules Examination consisting of 40 questions is mandatory. The subject area of the Laws and Rules Examination shall consist of general real estate license law. While knowledge of all subject areas is required, particular emphasis will be placed on Chapters 455 and 475, Florida Statutes, and on the rules of the Florida Real Estate Commission found in Chapter 61J2, Florida Administrative Code.

This is a closed book examination. Reference materials will not be allowed in the test room at the time of the examination. No written material other than that issued at the time of testing will be permitted. Candidates are given a total of one and a half hours to complete the examination.

References

The following list of Florida Law and Rules may be of use candidates preparing for the examination.

Printable Law Booklet

<http://www.myfloridalicense.com/DBPR/examination-information/candidate-information-booklets/>

This booklet is not a study guide and is in no way intended to replace your study material which is provided by your approved Real Estate Instructor and School. This booklet is intended to provide a direct access to Chapter 475, Florida Statutes, Part I and 61J2, Florida Administrative Code. This booklet is updated continuously, but please reference the Florida Statutes and Administrative Code website before reviewing this booklet.

Florida Statutes and Administrative Code

Florida Statutes: <http://www.leg.state.fl.us>

Florida Administrative Code: <https://www.flrules.org/>

1. Chapter 475, Part I, Florida Statutes, Real Estate Brokers, Sales Associates, and Schools
2. Chapter 455, Florida Statutes: Business and Professional Regulation: General Provisions
3. Chapter 61J2, F.A.C., Division of Real Estate, Florida Real Estate Commission (FREC)
4. Chapter 20, Florida Statutes: Organizational Structure – Executive Branch
5. Chapter 83, Florida Statutes: Landlord and Tenant – Nonresidential Tenancies, Residential Tenancies, and Self-Service Storage Space
6. Chapter 95, Florida Statutes: Limitations: Limitations of Actions; Adverse Possession
7. Chapter 120, Florida Statutes: Administrative Procedure Act
8. Chapter 163, Florida Statutes: Intergovernmental Programs
9. Chapter 173, Florida Statutes: Foreclosure of Municipal Tax and Special Assessment Liens
10. Chapter 193, Florida Statutes: Assessments (Florida Green Belt Law of 1959)
11. Chapter 196, Florida Statutes: Exemptions (Homestead Exemptions, etc.)
12. Chapter 197, Florida Statutes: Tax Collections, Sales, and Liens
13. Chapter 201, Florida Statutes: Excise Tax on Documents
14. Chapter 215, Florida Statutes: Financial Matters: General Provisions
15. Chapter 553, Florida Statutes: Building Construction Standards
16. Chapter 542, Florida Statutes: Combinations Restricting Trade or Commerce
17. Chapter 605, Florida Statutes: Limited Liability Companies
18. Chapter 607, Florida Statutes: Corporations
19. Chapter 609, Florida Statutes: Common Law Declarations of Trust
20. Chapter 617, Florida Statutes: Corporations Not For Profit
21. Chapter 619, Florida Statutes: Nonprofit Cooperative Associations
22. Chapter 620, Florida Statutes: Partnership Laws
23. Chapter 621, Florida Statutes: Professional Service Corporations and Limited Liability Companies
24. Chapter 673, Florida Statutes: Uniform Commercial Code: Negotiable Instruments
25. Chapter 689, Florida Statutes: Real and Personal Property: Conveyances of Land and Declarations of Trust
26. Chapter 695, Florida Statutes: Record of Conveyances of Real Estate
27. Chapter 701, Florida Statutes: Assignment and Cancellation of Mortgages
28. Chapter 712, Florida Statutes: Marketable Record of Titles to Real Property
29. Chapter 718, Florida Statutes: Condominiums
30. Chapter 719, Florida Statutes: Cooperatives
31. Chapter 720, Florida Statutes: Homeowners' Associations
32. Chapter 721, Florida Statutes: Vacation and Timeshare Plans
33. Chapter 725, Florida Statutes: Unenforceable Contracts
34. Chapter 726, Florida Statutes: Fraudulent Transfers
35. Chapter 727, Florida Statutes: General Assignments
36. Chapter 732, Florida Statutes: Probate Code: Intestate Succession and Wills
37. Chapter 733, Florida Statutes: Probate Code: Administration of Estates
38. Chapter 760, Florida Statutes: Florida Civil Rights
39. Chapter 865, Section 865.09: Florida's Fictitious Name Act

Pilot Testing

The Examination may contain a small number of experimental or “pilot test” questions. The purpose of including pilot test questions within the examination is to expand and improve the bank of questions from which future examinations will be drawn. This is a common practice used by many national and state examination programs and is a critical step in ensuring the continued reliability and validity of these examinations.

If pilot test questions are included within the examination, these questions will NOT be counted when computing scores. Additional time will be given for answering the pilot test questions. The time allowed for testing has been evaluated to ensure there is adequate time for completing test questions and pilot questions.

Pilot questions are NOT identified. If the pilot questions were identified, many of the candidates would skip them, and the results would not be valid. The development of a good examination requires accurate candidate response information for the pilot questions.

Test Taking Advice

The advice offered here is presented primarily to help you demonstrate knowledge and maximize your chances of passing the examination.

- Read all instructions carefully.
- For best results, pace yourself by periodically checking your progress. This will allow you to make any necessary adjustments.
- Be sure to record an answer for each question, even the items about which you are not completely sure. You can note the questions you wish to reconsider on the computer testing system and return to them later.
- Alert a Proctor or Test Center Manager to any problems that may occur during the examination. Do not wait until the examination is over to inform someone about a problem.

Supplies

It is expressly understood by each candidate that the State of Florida, and/or the Department of Business and Professional Regulation, and the Department’s staff hereby assume absolutely no liability of any nature whatsoever for any items of the candidate’s personal property which may have been brought to, left at, or left outside the examination site.

It is further understood that the candidate’s admission to the examination shall hereby constitute the candidate’s full, knowing, and complete waiver of all such claims against the State of Florida, and/or the Department of Business and Professional Regulation, and the Department’s staff.

What to Bring

All candidates will be required to bring the following items to the testing center on the day of the examination:

- Two forms of valid signature identification, one of which is government issued: driver's license, state identification card, passport, or military identification card. Student or employment I.D. cards and photo bearing credit cards are not acceptable as picture bearing identification. Candidates will not be admitted without showing proper identification. Your name and address must match what was submitted on your application.
- Florida Division of Real Estate Authorization Notice (if received prior to testing).
- Calculators are only permitted at test centers. Candidates that chose the online proctored exam must use the calculator feature built into the exam. Calculators must be silent, hand-held, battery-operated, nonprinting, and without an alphabetic keypad. Standard (nonprinting) four-function electronic calculators are recommended for the instructor examination; however, financial calculators with an alpha button are allowed. This includes but is not limited to financial calculators like HP 12, 17, 18, 19, TX Inst. BA Series and Calculated Industries Qualifier Plus. The device cannot be an information storage device, such as a PDA, Palm Pilot, or word processing device.
- To better serve our "English as a second language" candidates, the Bureau of Education and Testing is permitting the use of foreign language translation dictionaries during the examination. Translation dictionaries shall contain word-for-word or phrase translations ONLY. Dictionaries that contain definitions of words, explanations of words, or handwritten notes may NOT be used.
- Electronic translation dictionaries are NOT recommended as most will have more than word-for-word or phrase translations, an alphabetic keypad, have mathematical formulas and stored memory capabilities. Should these electronic translation devices have these capabilities; these devices WILL be rejected by the Proctor or Test Center Manager in NOT being suitable for the test site environment.
- Testing Center staff will inspect and approve each dictionary before it can be used during the examination. To maintain security and to ensure fairness to all candidates, candidates are limited to the use of a single dictionary.
- If you have any questions concerning acceptable translation dictionaries, please contact the Bureau of Education and Testing at 850.487.1395.

What not to Bring

Unauthorized supplies, those not listed in this Candidate Information Booklet, will be subject to removal by the Department's representative at the examination site. Personal items are not permitted in the examination room. Any personal items such as toiletries, snacks, etc. must be encased in a clear plastic bag, no larger than 8" X 11" in size and kept in the locker provided by the vendor.

The following items are NOT allowed in the examination room:

- Cameras, tape recorders, or computers
- Pagers, electronic transmitting devices, or telephones (watches with alarms or beepers should be set so that they will NOT sound or go off during the examination administration)
- Any bound or loose-leaf reference materials and notes
- Dictionary, thesaurus, or other spelling aids
- Canisters of mace, pepper spray, or other personal defense items
- Purses, briefcases, portfolios, fanny packs, or backpacks

Administrative Policies

Change and Cancellation Policies

If you wish to cancel your exam, you must contact Pearson VUE **2 days** prior to your scheduled appointment. Cancelling an exam less than **2 days** prior to your appointment or missing your exam may result in forfeiting your exam fees.

Absence Policy

If you are unable to attend the examination for which you were scheduled, you may be excused for the following reasons:

- Your illness or that of an immediate family member
- Death in the immediate family
- Disabling traffic accident
- Court appearance or jury duty
- Military duty

All candidates seeking excused absences must submit written verification and supporting documentation of the situation to Pearson VUE no later than four days after the original examination date. Documentation of medical absences must have the original signature of the medical practitioner. Stamped signatures will NOT be accepted. **You will be required to pay your examination in full, and possibly reapply to DBPR, if you do not show up for your exam appointment.**

Admission to the Examination

When registering at the test center, you will be required to have the following items:

- Two forms of valid signature identification, one of which is government issued: driver's license, state identification card, passport, or military identification card. **Student or employment I.D. cards and photo bearing credit cards are not acceptable as picture bearing identification.** Candidates will not be admitted without showing proper identification. Your name and address must match what was submitted on your application.
- Florida Division of Real Estate Authorization Notice (if received prior to testing).

Admission Procedures

- Please report to the test center thirty (30) minutes prior to your scheduled examination. As part of the checking-in process, a photo will be taken of the candidate prior to taking the exam. This photo will be visible on the candidate's exam result report. The Test Center Manager will assign you a seat and assist you with the computer. You may take up to fifteen (15) minutes to complete the tutorial and the Test Center Manager will answer any questions you may have about the computer testing unit at this time.
- The time you spend on the tutorial will NOT reduce the time allotted for taking your examination. When you feel comfortable with the computer testing unit, you may begin

your examination. The time of the examination begins the moment you look at the first question on your examination.

- Your specific reporting time will be given to you when you make your examination reservation. Please allow yourself sufficient time to find the test center. Make sure you have all necessary documentation before you report for registration.
- At the completion of the examination, your score report will provide instructions on the next step of the licensure process.

Late Arrivals

Test Center Managers will review the daily schedule for that day to determine if the candidate can be accommodated due to tardiness. If the tardiness was caused by an emergency (i.e., car trouble, traffic accident, etc.) the candidate must provide documentation of the event. If the candidate cannot be accommodated due to unexcused tardiness, they will be liable for the test fee for that day in addition to the new test fee and classified as a “No Show.”

Rules for the Examination

- The examination materials, documents, or memoranda of any kind are not to be taken from the examination room.
- Listen carefully to the instructions given by the Test Center Manager and read all directions thoroughly. Test Center Managers are NOT qualified or authorized to answer questions concerning examination content. However, if you have any procedural questions, they will do their best to assist you.
- If you have a concern about the content of an examination question, please request a “Candidate Comment Form.”
- You must have the Test Center Manager’s permission to leave the examination room. You will NOT be allowed additional time to make up for time lost.
- Smoking will not be permitted in an examination room or in the restrooms, based on the October 1985 Florida Clean Indoor Air Act.
- Do not bring food into an examination room. If applicable, a lunch break will be provided. Drinks are allowed in spill proof containers. Children and visitors are NOT allowed in the test center.
- You are NOT permitted to take personal belongings such as briefcases, large bags, study materials, extra books, or papers into the testing room. Any such materials brought into the testing room will be collected and returned to you when you have completed the test. Pearson VUE and the Department are NOT responsible for lost or misplaced items.
- Under NO circumstances will you be permitted to work beyond the time allotted for the examination. Time limits are generous; you should have ample time to answer all questions and check all work.

Apparel

Please dress comfortably, but appropriately, for the examination. The examination room is usually climate controlled. However, it is not always possible to maintain a temperature suitable to each candidate, and from time to time there are maintenance problems beyond the Department’s or Pearson

VUE's control. It is suggested that you bring a sweater or jacket in case the temperature is cooler than your individual preference.

Change of Address

If an address change occurs after your examination administration, please make corrections at <http://www.myfloridalicense.com/DBPR/online-services/> or by completing the change of address form provided at the end of this booklet.

Change or Correction of Name

If you have a name change or correction, please send a copy of notarized legal documentation to the Central Intake Unit-License Maintenance immediately.

Special Testing Accommodations

The Department of Business and Professional Regulation certifies that it will comply with the provisions of the Americans with Disabilities Act (42 USC Section 12101, et seq.) and Title VII of the Civil Rights Act, as amended (42 U.S.C.2000e, et seq.), in accommodating candidates who, because of a disability, need special arrangements to enable them to take an examination.

All applicants for an examination or a reexamination who desire special testing accommodations due to a disability must apply to the Special Testing Coordinator prior to each exam. The application can be found at: http://www.myfloridalicense.com/dbpr/servop/testing/documents/ada_applic.pdf?x40199.

The application for accommodation must be completed and returned to the Bureau of Education and Testing at:

*Department of Business and Professional Regulation
Bureau of Education and Testing
Special Testing Coordinator
2601 Blair Stone Road
Tallahassee, Florida 32399-0791*

For more information regarding special testing accommodations, please our visit webpage at: <http://www.myfloridalicense.com/DBPR/examination-information/special-testing-accommodations/>.

Scoring Information and Grade Notification

Scoring Procedures

The Real Estate Law examination consists of 40 questions, with each question being worth one (1) point. A candidate who receives a grade of 30 points or higher shall be deemed to have successfully completed the examination requirement for nonresident licensure.

The Real Estate Law examination shall be graded based on 100 points for a perfect examination. A candidate who receives a grade of 75 points or higher will have successfully passed the examination.

Notification of Results

All candidates will receive an official photo-bearing exam result report immediately following completion of their examination. Please verify that all information is correct on your exam result report prior to leaving the test center.

Examination Review and Fees

Candidates who fail an examination are entitled to review the questions they answered incorrectly, under such terms and conditions as may be prescribed by the Department of Business and Professional Regulation. Candidates are entitled to review only their most recent examination. The candidate shall be permitted to review only those questions the candidate answered incorrectly.

The request to review must be made within 21 days from the date of the examination and can be scheduled by going online to: <https://home.pearsonvue.com/> or by calling 1.888.204.6289. The same security requirements observed at the examination will be followed during the review session. Reviews will be held at a Pearson VUE testing center.

The fees associated with reviewing a Computer Based Testing examination are included in the following link:

http://www.myfloridalicense.com/dbpr/servop/testing/documents/cbt_exam_admin_Fee_2016.pdf.

***Effective January 3, 2023, DBPR candidates taking a State of Florida licensure examination through the Department's computer-based testing (CBT) vendor, Pearson VUE, will notice a fee increase when registering and paying for their examination. The web link below includes the new examination fee prices for the respective DBPR CBT examinations:

[Updated Computer Based Testing Examination Administration and Review Fees](#)

While DBPR fees for applications and licensure are being reduced to offset the increases in examination fees, candidates may still visit the [Pearson VUE Web Page](#) to purchase vouchers for their examinations before the new fees take effect on January 3rd. The vouchers can be redeemed within 12 months from the date they are issued and allow candidates to pay for their examinations at current prices before the new fee amounts go into effect on January 3rd.

Review Session

The review session is an extension of the examination administration. Only the candidate may attend the review session. Proper identification is required to obtain entry. There will be no talking or note taking of any kind. Candidates are usually given one-half of the exam administration time. For example, a 2 hour and 30-minute examination will only receive 1 hour and 15 minutes to review. Candidate will not be able to see their original exam book since it is not retained, after the exam. Please note, that candidates who are registering for the exam to be delivered online via online proctoring, you will be asked to waive the ability to review your examination. If you would like the ability to review your exam, please register to take the exam at one of the testing centers.

Challenge Process

Written challenges are accepted for DBPR developed examinations. Candidates are given an

opportunity during the review session to note in writing, on the computer, any objections they must questions answered incorrectly. The challenges are forwarded to the Bureau of Education and Testing for review by a Psychometrician and subject matter experts to determine if there is any merit to the candidate's objection.

The response time to challenges, on average, is approximately 21 days. Due to the confidential nature of the examinations, the only response you will receive is "credit" or "no credit" for each challenged question. Credit will only apply to the candidate who reviewed and challenged. Per Rule 61-11.017(g) the candidate's challenges must be submitted in writing during the scheduled review. Any challenges or supporting documentation submitted after the candidate has left the review room shall not be accepted.

For informal review and formal hearing procedures visit:
<http://www.myfloridalicense.com/DBPR/examination-information/examination-reviews-and-hearings/>.

Appendix

Points of Contact

Please contact the appropriate office for questions regarding the following:

Application Policies and Fees

Customer Contact Center
2601 Blair Stone Road
Tallahassee, Florida 32399-0791
850.487.1395

Scheduling, Grade Notification, and Reviews

Pearson VUE, Inc.
Customer Care at 1.888.204.6289
Website: <https://home.pearsonvue.com/>
Fax-Back System at 1.800.274.8920

Formal Hearings

Department of Business and Professional Regulation
Bureau of Education and Testing
2601 Blair Stone Road
Tallahassee, Florida 32399-0791
850.487.1395

Requests for Special Testing Accommodations

Department of Business and Professional Regulation
Bureau of Education and Testing
Special Testing Coordinator
2601 Blair Stone Road
Tallahassee, Florida 32399-0791
BETSpecialTesting@myfloridalicense.com

For information regarding hotels or directions to the examination site, contact the Chamber of Commerce in the city where your examination has been scheduled.

Visit our website at:

<http://www.myfloridalicense.com/DBPR/examination-information/>

Please fill out the change of address form below and return to:

Florida Department of Business and Professional Regulation
Central Intake Unit – License Maintenance
2601 Blair Stone Road
Tallahassee, Florida 32399-0791
Fax: 850.487.9529

Address Change Form

Please type or print in the appropriate spaces below if you have a change of address correction.

Name: _____

*Social Security #: _____

Examination Date: _____

Candidate Number: _____

Phone Numbers: _____

Area Code/Home Number

Area Code/Work Number

Old Address: _____

New Address: _____

Signature: _____

NOTE: If your name has changed, please use your prior name on this form and contact the Central Intake Unit for name change information.

*Under the Federal Privacy Act, disclosure of Social Security Numbers is voluntary, unless specifically required by Federal Statutes. In this instance, Social Security Numbers are mandatory pursuant to Title 42, United States Code, Sections 653 and 654; and Sections 455.203(9), 409.2577, and 409.2598, Florida Statutes. Social Security Numbers are used to allow efficient screening of applicants and licensees by a Title IV-D child support agency to assure compliance with child support obligations. Social Security Numbers must also be recorded on all professional and occupational license applications and will be used for licensee identification pursuant to the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Welfare Reform Act), 104 Pub.L. 193, Sec. 317.

Common Abbreviations and Definitions

Abbreviations	Definitions
DBPR	Department of Business and Professional Regulation
F.S.	Florida Statute
F.A.C.	Florida Administrative Code
BET	Bureau of Education & Testing
ADA	Americans with Disability Act
CBT	Computer Based Testing
CE	Continuing Education
CIB	Candidate Information Booklet
BCAIB	Building Code Administrators and Inspectors Board
ICC	International Code Council
FBC	Florida Building Commission
CILB	Construction Industry Licensing Board
ECLB	Electrical Contractors' Licensing Board
FAQ	Frequently Asked Questions