

REAL ESTATE LAW CERTIFICATION COMMITTEE POLICIES

100 ADMINISTRATION

200 CONTINUING LEGAL EDUCATION

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1.01 Meetings. The committee chair will designate meeting times and places and disseminate a calendar of meeting dates to the members at the beginning of each fiscal year.

1.02 Quorum. Seven members will constitute a quorum of the committee for the transaction of business.

1.03 Attendance. Members must make every effort to attend in person meetings and conference calls to participate in the responsibilities of the committee. All requests for excused absences must be approved by the chair.

1.04 Application Review. At least two members of the committee must review each application submitted. If approval is not recommended, the committee must discuss and identify the basis upon which it recommends denial. Review must follow the application review process set forth in BLSE Policy 2.14.

200 CONTINUING LEGAL EDUCATION

2.01 Accreditation Standards.

(a) Standards. To be eligible for real estate certification, a course or activity must be devoted to matters involving:

- (1) real property litigation;
- (2) determination of property rights;
- (3) title issues (including issues relating to trusts, estates, and legal entities as they relate to title to real property);
- (4) real estate transaction issues;
- (5) real estate conveyance issues;
- (6) real estate financing issues;
- (7) environmental real estate issues;
- (8) federal and state ad valorem or other taxes issues;

(9) planned community (condominiums, homeowners or cooperatives) law issues;

(10) general leasing, landlord and/or tenant issues;

(11) mobile home issues;

(12) zoning and land use planning regulation;

(13) real estate development issues; and

(14) construction lien and related construction law issues.

(b) Credit Assignments. The course or activity level will govern the credit assigned. For:

(1) advanced education, 100% of the maximum number of CLE hours available;

(2) intermediate education, 100% of the maximum number of CLE hours available;

(3) basic education, no credit will be awarded;

(4) no real estate credit will be awarded to courses dealing with law office economics and/or management; and

(5) no one course will be awarded hours in excess of 45 hours since 45 hours is the maximum number of hours needed to initially apply for certification.

2.02 Individual Activities.

(a) Lectures. Performance as a lecturer on real estate matters will qualify for credit. The activity:

(1) will qualify for 3 credit hours per 50 minutes of lecturing for basic level courses;

(2) will qualify for 5 credit hours per 50 minutes of lecturing for intermediate level courses;

(3) will qualify for 7.50 credit hours per 50 minutes of lecturing for advanced level courses;

(4) will qualify up to 3 (intermediate or advanced level) or 2 hours (basic level) as a panel member or group discussion leader in a workshop per 50 minutes of participation; and

(5) lawyers who repeat a lecture or performance at 1 or more locations are not entitled to additional credit.

(b) College Teaching. Teaching in an approved law school credit will qualify for credit. The activity:

(1) will qualify for 4 credits hours for each quarter hour assigned to

the course; and

(2) will qualify for 5 credit hours for each semester hours assigned to the course.

(c) College and University Course Attendance. Credit will be earned through attendance at graduate level real estate law courses that are part of an LL.M. program at an AALS member law school or other graduate level program. The activity:

(1) will qualify for 2 credit hours for each quarter hour assigned to the course;

(2) will qualify for 3 credit hours for each semester hour assigned to the course; and

(3) if a request for credit for an approved course that has been audited (i.e., a course in which the student is not enrolled as a degree candidate) will be considered on an individual basis by the Real Estate Certification Committee.

(d) Writing. Writing for books, journals, or other published works on real estate topics will qualify for credit when the material is accepted for publication in a professional publication or journal. The activity:

(1) may not exceed 50% of the total hours required for CLER compliance; and

(2) will be evaluated for credit in consideration as to the preparation time, quality of, originality, and the scope of the publication.

(e) Miscellaneous.

(1) Requests for certification credit for any other type of educational activity, not addressed in these policies, will be reviewed and evaluated on an individual basis by the Real Estate Certification Committee.