AZ DEPARTMENT OF REAL ESTATE

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KATIE HOBBS
GOVERNOR

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OUT-OF-STATE LICENSE RECOGNITION - ARIZONA RESIDENCY ATTESTATION FORM

Use this form to submit Arizona residency attestation to the Arizona Department of Real Estate for out-of-state real estate license recognition. This document should be completed and submitted alongside your application form.

RESIDENT DEFINITION

Individuals seeking recognition of an out-of-state real estate license must attest to being an Arizona resident as defined by A.R.S. §§ 43-104.

"Resident" includes:
  a) Every individual who is in this state for other than a temporary or transitory purpose.
  b) Every individual who is domiciled in this state and who is outside the state for a temporary or transitory purpose. Any individual who is a resident of this state continues to be a resident even though temporarily absent from the state.
  c) Every individual who spends in the aggregate more than nine months of the taxable year within this state shall be presumed to be a resident. The presumption may be overcome by competent evidence that the individual is in the state for a temporary or transitory purpose.

ARIZONA RESIDENCY

For Universal Recognition applicants, the following may be submitted to demonstrate Arizona residency (list is not exclusive. See full list here). Check which proof of residency is included with your application.

- ☐ Arizona voter registration
- ☐ Military Form 2058
- ☐ Proof of filing Arizona income taxes in the most recent tax year
- ☐ Valid Arizona driver's license
- ☐ A dated residential rental contract with proof of payment
- ☐ Documentation of a mortgage for a primary Arizona residence
- ☐ Proof of establishment of Arizona utilities
- ☐ Documentation demonstrating a change in permanent address on all pertinent records
- ☐ Other: _____

RESIDENCY ATTESTATION

I understand that it is my obligation to comply with the statutes, rules, and regulations set forth by Arizona Law, and that such laws may be referenced at azleg.gov.

Applicant Name	
Applicant Signature:	Date:

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Questions regarding this communication can be sent to Mandy Neat, ADRE Deputy Commissioner, at 602-771-7724 or online through the ADRE Message Center

Notice to Applicant Pursuant to A.R.S. § 41-1030

An agency shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule or state tribal gaming compact. A general grant of authority in statute does not constitute a basis for imposing a licensing requirement or condition unless a rule is made pursuant to that general grant of authority that specifically authorizes the requirement or condition.

This section may be enforced in a private civil action and relief may be awarded against the State. The court may award reasonable attorney fees, damages and all fees associated with the license application to a party that prevails in an action against the state for a violation of this section.

A State employee may not intentionally or knowingly violate this section. A violation of this section is cause for disciplinary action or dismissal pursuant to the Agency's adopted personnel policy.

This section does not abrogate the immunity provided by section 12-820.01 or 12-820.02

Notice to Applicant Pursuant to A.R.S. § 41-1093

An agency shall limit all occupational regulations to regulations that are demonstrated to be necessary to specifically fulfill a public health, safety or welfare concern. Pursuant to sections 41-1093.02 and 41-1093.03. Arizona Revised statutes, you have the right to petition this agency to repeal or modify the occupational regulation or bring an action in a court of general jurisdiction to challenge the occupational regulation and to ensure compliance with section 41-1093.01, Arizona Revised Statutes.

Notice to Applicant Pursuant to A.R.S. § 41-1093.08

Pursuant to Arizona Revised Statutes, Title 41, Chapter 6, Article 11, an applicant, licensee, registrant or certificate holder may petition the Office of Administrative Hearings to request a review of a denial, suspension or revocation of a license, registration or certificate for a prior criminal offense.