



Department of Commerce
Division of Real Estate

MEMORANDUM

DATE: September 24, 2026

RE: Military Exemptions

The Utah State Legislature has authorized certain federal agency personnel, military personnel and their spouses, and the spouses of DOD civilians, to practice the profession of real estate in Utah with a valid license from any state or territory of the United States, under the circumstances described in the following statute.

Utah Code 61-2f-202. Exempt persons and transactions.

“(5) Except as otherwise provided by statute or rule, the following individuals may engage in the practice of an occupation or profession regulated by this chapter, subject to the stated circumstances and limitations, without being licensed under this chapter...”

“(b) an individual serving in the armed forces of the United States, the United States Public Health Service, the United States Department of Veterans Affairs, or any other federal agency while engaged in activities regulated under this title as a part of employment with that federal agency if the individual holds a valid license to practice the regulated occupation or profession issued by any other state or jurisdiction recognized by the department; and

(c) the spouse of an individual serving in the armed forces of the United States or the spouse of a DOD civilian while the individual or DOD civilian is stationed within this state, if:

- (i) the spouse holds a valid license to practice the regulated occupation or profession issued by any other state or jurisdiction recognized by the department; and*
- (ii) the license is current and the spouse is in good standing in the state or jurisdiction of licensure.”*

It is the responsibility of the brokerage and practitioner to determine if the practitioner meets the military exemption. The Division of Real Estate recommends that practitioners be able to demonstrate marital status, an active license in good standing, and current station in Utah prior to practicing. Individuals who practice without qualifying for the exemption may be subject to administrative, civil, and/or criminal action(s).

LEIGH VEILLETTE

Director, Division of Real Estate