TREC LAW OF AGENCY PRACTICE EXAM (SAMPLE)

STUDY GUIDE



SAMPLE STUDY GUIDE WITH LIMITED QUESTIONS

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Introduction

Preparing for a certification exam can feel overwhelming, but with the right tools, it becomes an opportunity to build confidence, sharpen your skills, and move one step closer to your goals. At Examzify, we believe that effective exam preparation isn't just about memorization, it's about understanding the material, identifying knowledge gaps, and building the test-taking strategies that lead to success.

This guide was designed to help you do exactly that.

Whether you're preparing for a licensing exam, professional certification, or entry-level qualification, this book offers structured practice to reinforce key concepts. You'll find a wide range of multiple-choice questions, each followed by clear explanations to help you understand not just the right answer, but why it's correct.

The content in this guide is based on real-world exam objectives and aligned with the types of questions and topics commonly found on official tests. It's ideal for learners who want to:

- Practice answering questions under realistic conditions,
- Improve accuracy and speed,
- Review explanations to strengthen weak areas, and
- Approach the exam with greater confidence.

We recommend using this book not as a stand-alone study tool, but alongside other resources like flashcards, textbooks, or hands-on training. For best results, we recommend working through each question, reflecting on the explanation provided, and revisiting the topics that challenge you most.

Remember: successful test preparation isn't about getting every question right the first time, it's about learning from your mistakes and improving over time. Stay focused, trust the process, and know that every page you turn brings you closer to success.

Let's begin.

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How to Use This Guide

This guide is designed to help you study more effectively and approach your exam with confidence. Whether you're reviewing for the first time or doing a final refresh, here's how to get the most out of your Examzify study guide:

1. Start with a Diagnostic Review

Skim through the questions to get a sense of what you know and what you need to focus on. Your goal is to identify knowledge gaps early.

2. Study in Short, Focused Sessions

Break your study time into manageable blocks (e.g. 30 – 45 minutes). Review a handful of questions, reflect on the explanations.

3. Learn from the Explanations

After answering a question, always read the explanation, even if you got it right. It reinforces key points, corrects misunderstandings, and teaches subtle distinctions between similar answers.

4. Track Your Progress

Use bookmarks or notes (if reading digitally) to mark difficult questions. Revisit these regularly and track improvements over time.

5. Simulate the Real Exam

Once you're comfortable, try taking a full set of questions without pausing. Set a timer and simulate test-day conditions to build confidence and time management skills.

6. Repeat and Review

Don't just study once, repetition builds retention. Re-attempt questions after a few days and revisit explanations to reinforce learning. Pair this guide with other Examzify tools like flashcards, and digital practice tests to strengthen your preparation across formats.

There's no single right way to study, but consistent, thoughtful effort always wins. Use this guide flexibly, adapt the tips above to fit your pace and learning style. You've got this!

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Questions

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1. Landlord representation typically involves which of the following activities?

A. Negotiating tenant lease terms

B. Managing the interests of landlords in leasing

C. Conducting property maintenance checks

D. Advertising properties for rent

2. What constitutes 'negligent misrepresentation' in an agency relationship?

A. Intentionally lying to the principal

B. Providing inaccurate information without intent to deceive

C. Failing to disclose important property details

D. Withholding information to benefit the agent

3. What is the impact of the agent not making their representation clear to all parties?

A. The agent may face a fine

B. The agent could have their license suspended

C. The agent will be required to take additional training

D. No impact if the parties are satisfied

4. What is the effect of a misleading statement in a contract?

A. It invalidates the contract automatically

B. It could lead to a lawsuit

C. It may induce one party into the contract

D. It has no effect on the contract

5. What should a broker do when they receive multiple offers on a property?

A. Present only the highest offer to the seller

B. Negotiate with buyers before presenting offers

C. Present all offers to the seller

D. Evaluate offers independently and report later

6. What must a broker and sponsored salesperson owe to a buyer customer?

A. Confidentiality and Privacy

B. Honesty and Fairness

C. Advice and Support

D. Recommendations and Guidance

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7. What does "undisclosed dual agency" mean in agency law?

A. Representing multiple sellers without a contract

B. Managing a property without the owner's knowledge

C. Agent representing both parties without informing either one

D. Providing dual services for a single commission

8. What can happen if a license holder does not disclose who they represent in a transaction?

A. Their license may be renewed

B. Their license could be suspended or revoked

C. They will receive a warning

D. They can keep their license without consequences

9. Which statement is true regarding a buyer's representation agreement?

A. The buyer can only have one agreement

B. The buyer may have multiple agreements in different areas

C. Only brokers may change the terms

D. It is non-negotiable

10. What is the primary focus of tenant representation in property leasing?

A. Managing landlords' interests

B. Advising tenants in lease negotiations

C. Developing property layout plans

D. Executing leasing contracts

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Answers

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1. B
2. B
3. B
4. C
5. C
6. B
7. C
8. B
9. B
10. B

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Explanations

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1. Landlord representation typically involves which of the following activities?

A. Negotiating tenant lease terms

B. Managing the interests of landlords in leasing

C. Conducting property maintenance checks

D. Advertising properties for rent

Landlord representation primarily focuses on managing the interests of landlords in leasing activities. This encompasses a variety of responsibilities, including ensuring that the landlord's objectives are achieved while aligning with legal and market standards. The representative acts as an intermediary, navigating the complexities of lease agreements, tenant selection, and property management, all while advocating for the landlord's best interests. In this context, negotiating tenant lease terms can be a part of the process but is not the sole focus of representation. Conducting property maintenance checks falls under property management duties, which, while important, is not specifically tied to the representation of landlord interests in leasing functions. Likewise, advertising properties for rent is a marketing activity that may be a component of attracting tenants but does not encapsulate the broader responsibility of managing landlord interests that representation entails. Therefore, managing the overall interests of the landlord within leasing situations is the most accurate description of landlord representation activities.

2. What constitutes 'negligent misrepresentation' in an agency relationship?

A. Intentionally lying to the principal

B. Providing inaccurate information without intent to deceive

C. Failing to disclose important property details

D. Withholding information to benefit the agent

Negligent misrepresentation in an agency relationship occurs when a party provides inaccurate information without the intent to deceive but fails to exercise reasonable care in ascertaining the truth. This means that even if the person did not intend to mislead, they can still be held liable if they did not take the necessary steps to ensure the information they provided was accurate. In an agency context, agents have a duty to be honest and provide accurate information to their principals. If an agent shares incorrect information and it results from a lack of reasonable diligence in verifying the facts, this scenario qualifies as negligent misrepresentation. This highlights the agent's responsibility to uphold a standard of care in their communications. While other options might relate to misleading behavior, they involve elements such as intentional deceit or omissions that do not fit the criteria for negligent misrepresentation. In particular, intentional lying implies a conscious effort to deceive, and failing to disclose or withholding information suggests a more deliberate act than what is required for a negligent misrepresentation claim. Understanding this distinction is vital for anyone involved in agency relationships, as it underscores the level of care agents must exercise when providing information.

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3. What is the impact of the agent not making their representation clear to all parties?

A. The agent may face a fine

B. The agent could have their license suspended

C. The agent will be required to take additional training

D. No impact if the parties are satisfied

When an agent fails to make their representation clear to all parties involved, it can lead to a breakdown of trust and misunderstandings in the agency relationship. This can result in significant ramifications, including the potential for a suspension of the agent's license. Licensing boards and regulatory bodies take misrepresentation and lack of clarity very seriously as they can undermine the integrity of the real estate profession. Moreover, clear communication and transparency are foundational principles in agency law. Agents have a fiduciary duty to act in the best interests of their clients while also keeping all relevant parties informed. Failing to uphold this duty not only jeopardizes the agent's professional reputation but also puts them at risk of disciplinary actions, such as license suspension, depending on the severity of the misrepresentation and the context in which it occurred. While other options may seem plausible, they do not capture the gravity of the consequences associated with failing to communicate effectively. Additionally, the idea that there would be no impact if the parties are satisfied overlooks the underlying obligations of the agent and the importance of professional standards in real estate transactions.

4. What is the effect of a misleading statement in a contract?

A. It invalidates the contract automatically

B. It could lead to a lawsuit

C. It may induce one party into the contract

D. It has no effect on the contract

A misleading statement in a contract can have significant implications, particularly in how it influences the decision-making of the parties involved. The correct answer is that it may induce one party into the contract. This means that if one party makes a misleading statement, the other party may rely on that statement when deciding whether to enter into the agreement. Such reliance can be a critical factor in the formation of the contract, as it may affect the perceptions and expectations of the parties. In contract law, if one party enters into an agreement based on misleading information, this can establish grounds for a claim of misrepresentation. Therefore, the misleading statement acts as a catalyst for the affected party's decision to engage in the contract, emphasizing the importance of honesty and transparency in contractual dealings. It's crucial to understand that while a misleading statement can influence a party's decision, it doesn't automatically invalidate the contract unless it meets certain legal criteria for misrepresentation or fraud.

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5. What should a broker do when they receive multiple offers on a property?

A. Present only the highest offer to the seller

B. Negotiate with buyers before presenting offers

C. Present all offers to the seller

D. Evaluate offers independently and report later

When a broker receives multiple offers on a property, it is essential for them to present all offers to the seller. This practice ensures transparency and gives the seller the opportunity to evaluate each offer based on its merits, potential terms, and contingencies. By presenting every offer, the broker fulfills their fiduciary duty to act in the best interests of the seller, allowing them to make an informed decision. Additionally, presenting all offers fosters an ethical and professional environment, as it allows all potential buyers to feel their offers are being considered seriously. This approach can also lead to better negotiations and potentially improve the overall sale price and terms, as the seller might find value in additional offer conditions or even leverage competing offers against each other. By contrast, only presenting the highest offer would limit the seller's options and can result in a missed opportunity if another offer includes more favorable terms or conditions. Negotiating with buyers before presenting offers would shorten the process and could lead to bias, undermining the sellers' ability to make a fully informed choice. Evaluating offers independently and reporting later does not serve the seller's need for immediate evaluation and decision-making regarding their options.

6. What must a broker and sponsored salesperson owe to a buyer customer?

A. Confidentiality and Privacy

B. Honesty and Fairness

C. Advice and Support

D. Recommendations and Guidance

A broker and sponsored salesperson must owe a buyer customer honesty and fairness as fundamental ethical obligations in the context of real estate transactions. This foundational principle ensures that all interactions are conducted with transparency and integrity. Honesty involves providing accurate information about properties, including any defects or issues that might influence the buyer's decision-making process. Fairness ensures that the broker and salesperson treat the buyer equitably, without engaging in practices that would exploit their position or the buyer's vulnerabilities. This level of honesty and fairness fosters trust between the parties and helps uphold the ethical standards of the real estate profession. While confidentiality and privacy, advice and support, and recommendations and guidance are important aspects of various professional relationships, they do not encompass the essential obligation of honesty and fairness that is crucial specifically in dealings with buyer customers. These ethical standards are the foundation of building a good relationship and ensuring that buyers feel secure in their decisions throughout the purchasing process.

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7. What does "undisclosed dual agency" mean in agency law?

A. Representing multiple sellers without a contract

B. Managing a property without the owner's knowledge

C. Agent representing both parties without informing either one

D. Providing dual services for a single commission

Undisclosed dual agency occurs when a real estate agent simultaneously represents both the buyer and the seller in a transaction without disclosing this relationship to either party. This situation creates a conflict of interest, as the agent's duty is to act in the best interests of both clients. However, if both parties are unaware of this dual representation, the agent cannot fulfill their fiduciary duties effectively. Transparency is crucial in agency relationships, and failing to disclose such arrangements can lead to legal and ethical issues for the agent. In contrast, representing multiple sellers without a contract lacks the context of dual agency, as it does not involve representing both sides of a single transaction. Managing a property without the owner's knowledge refers more to property management scenarios, which is not directly tied to dual agency. Providing dual services for a single commission suggests a transactional arrangement rather than the inherent conflicts and responsibilities that arise in true dual agency situations.

8. What can happen if a license holder does not disclose who they represent in a transaction?

A. Their license may be renewed

B. Their license could be suspended or revoked

C. They will receive a warning

D. They can keep their license without consequences

When a license holder fails to disclose who they represent in a transaction, it can lead to significant consequences, including the possibility of suspension or revocation of their license. This requirement for disclosure is crucial in maintaining transparency and trust in real estate transactions. When clients engage a real estate professional, they have a right to know who is advocating for their interests. If a license holder withholds this information, it can be seen as a breach of fiduciary duty and a violation of regulatory standards set forth by governing bodies, such as the Texas Real Estate Commission (TREC). This type of misconduct can undermine the integrity of the real estate profession, leading regulatory authorities to take serious disciplinary action against the offending parties. Therefore, ensuring full disclosure is vital for protecting both clients' interests and the professional's standing in the industry. The other potential outcomes, like renewal of the license, receiving a warning, or keeping the license without consequences, are not realistic in the context of failing to meet the obligation of disclosure, which is taken seriously within the regulatory framework.

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9. Which statement is true regarding a buyer's representation agreement?

A. The buyer can only have one agreement

B. The buyer may have multiple agreements in different areas

C. Only brokers may change the terms

D. It is non-negotiable

The statement that the buyer may have multiple agreements in different areas is true because buyers have the flexibility to enter into multiple buyer representation agreements with different brokers, provided that these agreements are for different geographical locations or different property types. This allows buyers to have access to a wider range of properties and broker expertise tailored to specific needs or preferences. For example, a buyer may wish to work with one broker for residential properties in one city while also engaging another broker for commercial properties in a different town. This flexibility is essential in a competitive real estate market, as it gives buyers various options and access to different listings that may not overlap. In contrast, the other statements suggest limitations that do not reflect the ability of buyers to customize their representation based on their unique needs. The flexibility to enter into multiple agreements is a key aspect that empowers buyers in their real estate transactions.

10. What is the primary focus of tenant representation in property leasing?

A. Managing landlords' interests

B. Advising tenants in lease negotiations

C. Developing property layout plans

D. Executing leasing contracts

The primary focus of tenant representation in property leasing is advising tenants in lease negotiations. This role is centered on understanding the needs and objectives of the tenant and ensuring that their interests are protected during the leasing process. Tenant representatives work to secure favorable terms, negotiate rental rates, and address any concerns regarding lease clauses. Their expertise helps tenants navigate the complexities of lease agreements, ensuring that they are not only informed but also empowered to make decisions that align with their business goals or personal needs. This focus on guidance and negotiation is crucial, as it can significantly impact the overall success and satisfaction of the tenant with their leased space. The representative acts as an advocate for the tenant, contrasting with roles that primarily serve landlords or focus solely on contract execution or property development.

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Next Steps

Congratulations on reaching the final section of this guide. You've taken a meaningful step toward passing your certification exam and advancing your career.

As you continue preparing, remember that consistent practice, review, and self-reflection are key to success. Make time to revisit difficult topics, simulate exam conditions, and track your progress along the way.

If you need help, have suggestions, or want to share feedback, we'd love to hear from you. Reach out to our team at hello@examzify.com.

Or visit your dedicated course page for more study tools and resources:

https://treclawofagency.examzify.com

We wish you the very best on your exam journey. You've got this!

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