

1 ENGROSSED HOUSE AMENDMENT  
TO  
2 ENGROSSED SENATE BILL NO. 1493 By: Paddack of the Senate  
3 and  
4 Thomsen of the House  
5  
6

7 An Act relating to the Oklahoma Certified Real Estate  
8 Appraisers Act; amending 59 O.S. 2011, Section 858-  
9 713, which relates to experience required for  
certification; modifying language; \* \* \* providing an  
effective date; and declaring an emergency.

10

11 AMENDMENT NO. 1. Strike the title, enacting clause and entire bill  
and insert

12

13 "An Act relating to the Oklahoma Certified Real  
14 Estate Appraisers Act; amending 59 O.S. 2011,  
Sections 858-708 and 858-713, which relate to the  
15 Oklahoma Certified Real Estate Appraisers Act;  
16 modifying fee requirement; authorizing Real Estate  
Appraiser Board to collect certain fee and  
17 promulgate certain rules; modifying language;  
providing procedures for certification upgrades;  
18 requiring certain applicant meet certain  
qualifications and experience for certification  
19 upgrade; expediting certain applications; stating  
considerations for initial review; providing for  
20 automatic second review upon denial in initial  
review; requiring recommendations and criteria for  
21 reapplication upon denial; authorizing Real Estate  
Appraiser Board to employ appraisers for certain  
22 purpose; directing certain notification to applicant  
upon certain condition; providing an effective date;  
and declaring an emergency.

23

24

1 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

2 SECTION 1. AMENDATORY 59 O.S. 2011, Section 858-708, is  
3 amended to read as follows:

4 Section 858-708. A. The Insurance Department shall charge and  
5 collect fees not to exceed the following:

|    |   |          |
|----|---|----------|
| 6  | 1. Trainee Appraiser Certificate                  |          |
| 7  | (annually)  | \$300.00 |
| 8  | 2. State Licensed Appraiser                       |          |
| 9  | Certificate (annually)                            | \$300.00 |
| 10 | 3. State Certified General Appraiser              |          |
| 11 | Certificate (annually)                            | \$300.00 |
| 12 | 4. State Certified Residential Appraiser          |          |
| 13 | Certificate (annually)                            | \$300.00 |
| 14 | 5. State Licensed                                 |          |
| 15 | Appraiser Examination                             | \$150.00 |
| 16 | 6. State Certified General Appraiser Examination  | \$150.00 |
| 17 | 7. State Certified Residential Appraiser          |          |
| 18 | Examination                                       | \$150.00 |
| 19 | 8. Reexamination Fee                              | \$150.00 |
| 20 | 9. Late Fee                                       | \$50.00  |
| 21 | 10. Reinstatement Fee                             | \$50.00  |
| 22 | 11. Duplicate for Lost or Destroyed Certificate   | \$5.00   |
| 23 | 12. Temporary Practice Fee Per Appraisal          | \$50.00  |
| 24 | 13. Maximum Temporary Practice Fee Per Assignment | \$150.00 |

1 B. The Department shall charge and collect such fees as may be  
2 promulgated by administrative rule by the Real Estate Appraiser  
3 Board for the conduct of experience reviews required in the  
4 licensing process.

5 C. The Department shall charge and collect such fees as may be  
6 promulgated by administrative rule by the Real Estate Appraiser  
7 Board for review of submissions by course providers and instructors.

8 ~~D. The Insurance Department shall charge and collect a Federal~~  
9 ~~Registry Fee of Twenty five Dollars (\$25.00) for all All state~~  
10 ~~licensed, state certified residential, and state certified general~~  
11 ~~appraisers shall be responsible for payment of all Federal Registry~~  
12 ~~Fees. Said fee shall be transmitted The Real Estate Appraiser Board~~  
13 ~~shall promulgate rules to assist appraisers in meeting the~~  
14 ~~requirements of the Appraisal Subcommittee of the Federal Financial~~  
15 ~~Institutions Examination Council.~~

16 SECTION 2. AMENDATORY 59 O.S. 2011, Section 858-713, is  
17 amended to read as follows:

18 Section 858-713. A. An original certification as a state  
19 certified general or a state certified residential or state licensed  
20 appraiser shall not be issued to any person who does not possess the  
21 equivalent of the minimum requirements of experience promulgated by  
22 the ~~Appraisal~~ Appraiser Qualifications Board of the Appraisal  
23 Foundation in real property appraisal supported by adequate written  
24 reports or file memoranda. Provided, ~~there shall be~~ no experience

1 ~~requirement~~ shall be required for a trainee appraiser. Provided,  
2 any state licensed appraiser who becomes state licensed prior to  
3 July 1, 2001, shall not be required to attain the minimum  
4 requirements of experience promulgated by the Appraiser  
5 Qualifications Board to maintain certification as a state licensed  
6 appraiser.

7 B. Each applicant for certification as a state certified  
8 general or a state certified residential or state licensed appraiser  
9 shall furnish under oath a detailed listing of the real estate  
10 appraisal reports or file memoranda for each year for which  
11 experience is claimed by the applicant. Upon request, the applicant  
12 shall make available to the Real Estate Appraiser Board for  
13 examination, a sample of appraisal reports which the applicant has  
14 prepared in the course of that applicant's appraisal practice.

15 C. Each applicant for a certification upgrade to a state  
16 certified general or a state certified residential or state licensed  
17 appraiser shall be required to meet the prerequisites for the  
18 certification sought as provided in Section 858-712 of this title  
19 and the minimum requirements promulgated by the Appraiser  
20 Qualifications Board of the Appraisal Foundation as required by  
21 subsection A of this section. The application for a certification  
22 upgrade shall be processed as provided for an application for  
23 original certification, except all applications for certification  
24 upgrades shall be expedited. During the initial review period, all

1 qualifications and experience including review of sample appraisal  
2 reports submitted shall be considered. Upon completion of the  
3 initial review, the applicant shall be notified as to whether or not  
4 the application for certification upgrade is approved. In the event  
5 an application for a certification upgrade is denied, a second  
6 review shall automatically commence. During a second review, the  
7 applicant may be required to submit different sample appraisal  
8 reports as authorized in subsection B of this section or other  
9 information requested by the Board or reviewer which would tend to  
10 clarify or assist in determining the applicant's qualifications and  
11 experience relating to the certification being sought. Following  
12 the completion of the second review, the applicant shall be notified  
13 in writing by the Board as to whether or not the application for  
14 certification upgrade is approved, and if denied, the notification  
15 shall state recommendations for improving qualifications and  
16 experience and any criteria for reapplication.

17 D. In order to expedite the application process provided in  
18 this section, the Real Estate Appraiser Board shall employ by  
19 contract, as necessary, a qualified appraiser or appraisers to  
20 review the applicants' experience for compliance with the minimum  
21 requirements promulgated by the Appraiser Qualifications Board of  
22 the Appraisal Foundation as required by subsection A of this  
23 section. In the event the application process cannot be completed  
24 in ninety (90) days, the Real Estate Appraiser Board shall notify

1 the applicant of the reason for delay or provide an estimated date  
2 for completion of the application process.

3 SECTION 3. This act shall become effective July 1, 2012.

4 SECTION 4. It being immediately necessary for the preservation  
5 of the public peace, health and safety, an emergency is hereby  
6 declared to exist, by reason whereof this act shall take effect and  
7 be in full force from and after its passage and approval."

8 Passed the House of Representatives the 11th day of April, 2012.

9

10

11

\_\_\_\_\_  
Presiding Officer of the House of  
Representatives

12

13

Passed the Senate the \_\_\_\_ day of \_\_\_\_\_, 2012.

14

15

16

\_\_\_\_\_  
Presiding Officer of the Senate

17

18

19

20

21

22

23

24

1 ENGROSSED SENATE  
2 BILL NO. 1493

By: Paddack of the Senate

3 and

4 Thomsen of the House

5  
6 An Act relating to the Oklahoma Certified Real Estate  
7 Appraisers Act; amending 59 O.S. 2011, Section 858-  
8 713, which relates to experience required for  
9 certification; modifying language; providing  
10 procedures for certification upgrades; requiring  
11 certain applicant meet certain qualifications and  
12 experience for certification upgrade; expediting  
13 certain applications; stating considerations for  
14 initial review; providing for automatic second review  
15 upon denial in initial review; requiring  
16 recommendations and criteria for reapplication upon  
17 denial; authorizing Real Estate Appraiser Board to  
18 employ appraisers for certain purpose; directing  
19 certain notification to applicant upon certain  
20 condition; providing an effective date; and declaring  
21 an emergency.

22 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

23 SECTION 5. AMENDATORY 59 O.S. 2011, Section 858-713, is  
24 amended to read as follows:

Section 858-713. A. An original certification as a state  
certified general or a state certified residential or state licensed  
appraiser shall not be issued to any person who does not possess the  
equivalent of the minimum requirements of experience promulgated by  
the Appraisal Qualifications Board of the Appraisal Foundation in  
real property appraisal supported by adequate written reports or

1 file memoranda. Provided, ~~there shall be~~ no experience requirement  
2 shall be required for a trainee appraiser. Provided, any state  
3 licensed appraiser who becomes state licensed prior to July 1, 2001,  
4 shall not be required to attain the minimum requirements of  
5 experience promulgated by the Appraiser Qualifications Board to  
6 maintain certification as a state licensed appraiser.

7 B. Each applicant for certification as a state certified  
8 general or a state certified residential or state licensed appraiser  
9 shall furnish under oath a detailed listing of the real estate  
10 appraisal reports or file memoranda for each year for which  
11 experience is claimed by the applicant. Upon request, the applicant  
12 shall make available to the Real Estate Appraiser Board for  
13 examination, a sample of appraisal reports which the applicant has  
14 prepared in the course of that applicant's appraisal practice.

15 C. Each applicant for a certification upgrade to a state  
16 certified general or a state certified residential or state licensed  
17 appraiser shall be required to meet the prerequisites for the  
18 certification sought as provided in Section 858-712 of this title  
19 and the minimum requirements promulgated by the Appraisal  
20 Qualifications Board of the Appraisal Foundation as required by  
21 subsection A of this section. The application for a certification  
22 upgrade shall be processed as provided for an application for  
23 original certification, except all applications for certification  
24 upgrades shall be expedited. During the initial review period all

1 qualifications and experience including review of sample appraisal  
2 reports submitted shall be considered. Upon completion of the  
3 initial review, the applicant shall be notified as to whether or not  
4 the application for certification upgrade is approved. In the event  
5 an application for a certification upgrade is denied, a second  
6 review shall automatically commence. During a second review, the  
7 applicant may be required to submit different sample appraisal  
8 reports as authorized in subsection B of this section or other  
9 information requested by the Board or reviewer which would tend to  
10 clarify or assist in determining the applicant's qualifications and  
11 experience relating to the certification being sought. Following  
12 the completion of the second review, the applicant shall be notified  
13 in writing by the Board as to whether or not the application for  
14 certification upgrade is approved, and if denied, the notification  
15 shall state recommendations for improving qualifications and  
16 experience and any criteria for reapplication.

17 D. In order to expedite the application process provided in  
18 this section, the Real Estate Appraiser Board shall employ by  
19 contract, as necessary, a qualified appraiser or appraisers to  
20 review the applicants' experience for compliance with the minimum  
21 requirements promulgated by the Appraisal Qualifications Board of  
22 the Appraisal Foundation as required by subsection A of this  
23 section. In the event the application process cannot be completed  
24 in ninety (90) days, the Real Estate Appraiser Board shall notify

1 the applicant of the reason for delay or provide an estimated date  
2 for completion of the application process.

3 SECTION 6. This act shall become effective July 1, 2012.

4 SECTION 7. It being immediately necessary for the preservation  
5 of the public peace, health and safety, an emergency is hereby  
6 declared to exist, by reason whereof this act shall take effect and  
7 be in full force from and after its passage and approval.

8 Passed the Senate the 5th day of March, 2012.

9

10

\_\_\_\_\_  
Presiding Officer of the Senate

11

12 Passed the House of Representatives the \_\_\_\_ day of \_\_\_\_\_,  
13 2012.

14

15

\_\_\_\_\_  
Presiding Officer of the House  
of Representatives

16

17

18

19

20

21

22

23

24