

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control 780 Department or Agency Alabama Real Estate Appraiser Board

Rule No. 780-X-4-.02

Rule Title: Application and License Fees

 New X Amend Repeal Adopt by Reference

Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety?

 Yes

Is there a reasonable relationship between the State's police power and the protection of the Public health, safety, or welfare?

 Yes

Is there another, less restrictive method of Regulation available that could adequately Protect the public?

 No

Does the proposed rule have the effect Of directly or indirectly increasing the costs Of any goods or services involved and, if so, to what degree?

 No

Is the increase in cost, if any, more harmful To the public than the harm that might result from the absence of the proposed rule?

 No

Are all facets of the rulemaking process Designed solely for the purpose of, and so they have, as their primary effect, the protection of the public?

 Yes

Does the proposed rule have an economic impact?

 Yes

If the proposed rule has an economic impact, the proposed rule is required to be accompanied by a fiscal note prepared in accordance with subsection (f) of Section 41-22-23, Code of Alabama 1975.

Certification of Authorized Official

I certify that the attached proposed rule has been proposed in full compliance with the requirements of Chapter 22, Title 41, Code of Alabama 1975, and that it conforms to all applicable filing requirements of the Administrative Procedure Division of the Legislative Reference Service.

Signature of certifying officer

Lisa Brooks

Date

12.1.11

780-X-4-.02 **Application And License Fees.** In addition to any amount in excess of \$40.00 which may be required to be forwarded to the appropriate federal agency by the Board, the Board shall set and regulate fees necessary for its operation as a self-sustaining Board. Annual license fees will be payable during September each year. ~~Beginning renewal period September 1, 2005, the fees for license and certification are as follows:~~ Beginning on April 1, 2012, license and application fees for appraiser all appraiser licenses are:

(a) Trainee Real Property Appraiser:
Application Fee: \$150.00. Annual License fee: ~~\$275.00~~
335.00.

(b) State Registered Real Property Appraiser:
Application Fee: \$275.00. Annual License fee: ~~\$275.00~~
335.00.

(c) Licensed Real Property Appraiser:
Application Fee: \$275.00. Annual License fee: ~~\$275.00~~
335.00.

(d) Certified Residential Real Property
Appraiser: Application Fee: \$275.00. Annual License fee:
~~\$275.00~~ 335.00.

(e) Certified General Real Property Appraiser:
Application Fee: \$275.00. Annual License fee: ~~\$275.00~~
335.00.

(f) Delinquent charge if annual license fee is
not paid by September 30: \$50.00

(g) Additional delinquent charge if annual
license fee is not paid by October 10: \$200.00

(h) Additional delinquent charge if annual
license fee is not paid by March 31: \$50.00 per calendar
month or for any portion of a calendar month.

(i) Mentor status application: Application Fee:
\$200.00. (This is a one-time fee for approval as a Mentor
and does not have to be repeated unless Mentor status is
revoked through a disciplinary action.)

Author: Alabama Real Estate Appraisers Board

Statutory Authority: Code of Ala. 1975, §34-27A-6.

History: **Emergency adoption** filed February 15, 1991;
effective February 18, 1991. **Permanent adoption** filed
April 8, 1991; effective May 15, 1991. **Emergency adoption**
filed October 21, 1992; effective October 22, 1992.
Permanent adoption filed December 18, 1992; effective

January 22, 1993. **Amended:** Filed April 21, 1994.
Emergency adoption: Filed May 5, 1994; effective
June 1, 1994. **Amended:** Filed June 22, 1994; effective
July 27, 1994. **Amended:** Filed May 24, 1995; effective
June 28, 1995. **Amended:** Filed January 11, 1996; effective
February 15, 1996. **Amended:** Filed January 16, 1997;
effective February 20, 1997. **Amended:** Filed
December 4, 2003; effective January 8, 2004. **Amended:**
Filed April 7, 2006; effective May 12, 2006. **Amended:**
Filed July 24, 2006; effective August 28, 2006. **Amended:**
Filed May 17, 2011; effective June 21, 2011. **Amended:** Filed
August 5, 2011; effective December 23, 2011.

**Economic Impact Statement
For APA Rule
(Section 41-22-23(f))**

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This rule has no economic impact.

This rule has an economic impact, as explained below:

1. NEED/EXPECTED BENEFIT OF RULE:

This increase is necessary to provide revenue for agency operations.

2. COSTS/ BENEFITS OF RULE AND WHY RULE IS THE MOST EFFECTIVE, EFFICIENT, AND FEASIBLE MEANS FOR ALLOCATING RESOURCES AND ACHIEVING THE STATED PURPOSE:

Drastic cost saving measures have been implemented and operation costs continue to exceed revenues.

3. EFFECT OF THIS RULE ON COMPETITION:

None. This requirement applies to all appraisers who are licensed by the State of Alabama.

4. EFFECT OF THIS RULE ON COST-OF-LIVING AND DOING BUSINESS IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO BE IMPLEMENTED:

This rule will increase license fees by \$60. It is doubtful it will increase the cost to the public of services provided by the licensee.

5. EFFECT OF THIS RULE ON EMPLOYMENT IN THE GEOGRAPHICAL AREA WHERE THE RULE IS TO BE IMPLEMENTED:

None

6. SOURCE OF REVENUE TO BE USED FOR IMPLEMENTING AND ENFORCING THIS RULE:

N/A

7. THE SHORT-TERM/LONG TERM ECONOMIC IMPACT OF THIS RULE ON AFFECTED PERSONS, INCLUDING ANALYSIS OF PERSONS WHO WILL BEAR THE COSTS AND THOSE WHO WILL BENEFIT FROM THE RULE:

This is a \$60 per year increase for licensees. The last license fee increase was in 2003.

8. UNCERTAINTIES ASSOCIATED WITH THE ESTIMATED BENEFITS AND BURDENS OF THE RULE, INCLUDING QUALITATIVE/QUANTITATIVE BENEFITS AND BURDEN COMPARISON:

None

9. THE EFFECT ON THE ENVIROMENT AND PUBLIC HEALTH:

None

10. DETRIMENTAL EFFECT ON THE ENVIROMENT AND PUBLIC HEATH IF THE RULE IS NOT IMPLEMENTED:

The agency is authorized by statute to set fees at a level necessary to carry out operations. After drastic cost saving measures have been taken, expenses continue to exceed revenues. The increase is necessary to carry out US Code Title XI and Alabama law mandates.