

**TRANSMITTAL SHEET FOR
NOTICE OF INTENDED ACTION**

Control 780 Department or Agency Alabama Real Estate Appraiser Board
Rule No. 780-X-8-.01
Rule Title: Eligibility for Examination
 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? N/A

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? No

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 J. Lisa Brooks

Date May 20, 2014

Alabama Real Estate Appraisers Board

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Real Estate Appraisers Board

RULE NO. & TITLE: 780-X-8-.01
Eligibility of Examination

INTENDED ACTION: Amendment

SUBSTANCE OF PROPOSED ACTION: To correct a reference to a repealed rule regarding eligibility for examination.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Interested persons may submit their views regarding the proposed amended rule orally or in writing to the Alabama Real Estate Appraisers Board, P.O. Box 304355, Montgomery, Alabama 36130-4355; 334-242-8747 no later than 4:30 P.M, July 10, 2014.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: Written or oral comments concerning this change must be received by the Alabama Real Estate Appraisers Board no later than July 10, 2014, 4:30 p.m., 100 North Union Street, Suite 370, Montgomery, AL 36104 or 334-242-8747.

CONTACT PERSON AT AGENCY: Neva C. Conway
Assistant Attorney General


Lisa Brooks

780-X-8-.01 Eligibility For Examination.

(1) **Licensed Real Estate Appraiser.** To be eligible to sit for the examination for licensure for any classification of real property appraiser, the applicant must provide evidence satisfactory to the Board of possessing the educational qualifications and qualifying experience outlined in the Administrative Code, Chapters ~~780-X-5~~ 780-X-3 and 780-X-6. In addition, the applicant must:

(a) be at least nineteen years old and possess a high school diploma or equivalent;

(b) be a United States citizen or an alien with permanent resident status;

(c) if a non-resident of the State of Alabama, agrees to sign an affidavit submitting to service of process in Alabama; submitting to the jurisdiction of the Board for purposes of investigation and disciplinary action by the Board; and agrees to be bound by all the provisions of the Alabama Real Estate Appraisers Act and Rules and Regulations of the Board;

(d) be trustworthy and competent to transact the business of an appraiser in a manner satisfactory to the Board;

(e) not have had membership in any nationally recognized appraisal organization revoked for ethics violation; provided, however, that membership in any such organization is not a requirement of eligibility to sit for the examination; and

(f) provide evidence satisfactory to the Board of having passed, within 24 months prior to application, a Board approved USPAP course if taken prior to January 1, 2003, or if taken on or after January 1, 2003 the National USPAP course or its equivalent as determined by the AQB taught by an instructor certified by the AQB..

(2) **Certified General Real Property Appraiser.** In addition to the requirements set forth in paragraph (1) of this Rule, a Trainee Real Property Appraiser who applies for licensure as a Certified General Real Property Appraiser may be required to attend a personal interview with the Board if there are concerns about the applicants experience. Any member of the Board may request the interview. In the event that the application is denied, the applicant has the right to request a hearing before the Board as set out in Rule 780-X-3-.05.