

HOUSE BILL 1227

C2

5lr0052

By: **Chair, Economic Matters Committee (By Request – Departmental – Labor,
Licensing and Regulation)**

Introduced and read first time: March 2, 2015

Assigned to: Rules and Executive Nominations

Re-referred to: Economic Matters, March 5, 2015

Committee Report: Favorable

House action: Adopted

Read second time: March 15, 2015

CHAPTER _____

1 AN ACT concerning

2 **Real Estate Appraisers – Licensing and Certification – Examination Waiver**
3 **Requirements**

4 FOR the purpose of altering the requirements for waiver of an examination for a real estate
5 appraiser license or a certificate to provide certified real estate appraisal services for
6 certain applicants who are licensed or certified in another state; repealing the
7 requirement that the State Commission of Real Estate Appraisers and Home
8 Inspectors may only grant a certain waiver of certain examination requirements for
9 an applicant for a certain license or a certain certificate if the licensing or certifying
10 state of the applicant has the same examination waiver requirement; and generally
11 relating to licensing and certification of real estate appraisers.

12 BY repealing and reenacting, with amendments,
13 Article – Business Occupations and Professions
14 Section 16–305 and 16–507
15 Annotated Code of Maryland
16 (2010 Replacement Volume and 2014 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
18 That the Laws of Maryland read as follows:

19 **Article – Business Occupations and Professions**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 16–305.

2 (a) Subject to the provisions of this section, the Commission may waive the
3 examination requirements of this subtitle for an individual who is licensed to provide real
4 estate appraisal services in another state.

5 (b) The Commission may grant a waiver under this section only if the applicant:

6 (1) pays to the Commission the application fee set by the Commission
7 under § 16–303 of this subtitle; and

8 (2) provides adequate evidence that the applicant:

9 (i) [meets the qualifications otherwise required by this subtitle] **IS**
10 **LICENSED BY A STATE THAT IS IN COMPLIANCE WITH TITLE XI OF THE FEDERAL**
11 **FINANCIAL INSTITUTIONS REFORM, RECOVERY, AND ENFORCEMENT ACT OF 1989,**
12 **AS DETERMINED BY THE APPRAISAL SUBCOMMITTEE OF THE FEDERAL FINANCIAL**
13 **INSTITUTIONS EXAMINATIONS COUNCIL;**

14 (ii) holds [an active] **A VALID** license [in good standing in the other]
15 **ISSUED BY THAT** state; and

16 (iii) became licensed in the other state after meeting, in that state,
17 requirements that are substantially equivalent to **OR EXCEED** the licensing requirements
18 of this State.

19 [(c) The Commission may grant a waiver only if the state in which the applicant
20 is licensed waives the examination of licensees of this State to a similar extent as this State
21 waives the examination requirements for individuals licensed in that state.]

22 16–507.

23 (a) Subject to the provisions of this section, the Commission may waive the
24 examination requirements of this subtitle for an individual who is certified to provide
25 certified real estate appraisal services in another state.

26 (b) The Commission may grant a waiver under this section only if the applicant:

27 (1) pays to the Commission the application fee set by the Commission
28 under § 16–505 of this subtitle; and

29 (2) provides adequate evidence that the applicant:

30 (i) [meets the qualifications otherwise required by this subtitle] **IS**
31 **CERTIFIED BY A STATE THAT IS IN COMPLIANCE WITH TITLE XI OF THE FEDERAL**
32 **FINANCIAL INSTITUTIONS REFORM, RECOVERY, AND ENFORCEMENT ACT OF 1989,**

1 AS DETERMINED BY THE APPRAISAL SUBCOMMITTEE OF THE FEDERAL FINANCIAL
2 INSTITUTIONS EXAMINATIONS COUNCIL;

3 (ii) holds [an active] A VALID certificate [in good standing in the
4 other] ISSUED BY THAT state; and

5 (iii) was certified in the other state after meeting, in that state,
6 requirements that are substantially equivalent to OR EXCEED the certification
7 requirements of this State.

8 [(c) The Commission may grant a waiver only if the state in which the applicant
9 is certified waives the examination of holders of certificates of this State to a similar extent
10 as this State waives the examination requirements for holders of certificates in that state.]

11 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
12 1, 2015.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.