

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

A BILL ENTITLED

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**

20 16–305.

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

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

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



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

3 (2) provides adequate evidence that the applicant:

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

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

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

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

17 16–507.

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

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

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

24 (2) provides adequate evidence that the applicant:

25 (i) [meets the qualifications otherwise required by this subtitle] **IS**
26 **CERTIFIED BY A STATE THAT IS IN COMPLIANCE WITH TITLE XI OF THE FEDERAL**
27 **FINANCIAL INSTITUTIONS REFORM, RECOVERY, AND ENFORCEMENT ACT OF 1989,**
28 **AS DETERMINED BY THE APPRAISAL SUBCOMMITTEE OF THE FEDERAL FINANCIAL**
29 **INSTITUTIONS EXAMINATIONS COUNCIL;**

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

1 (iii) was certified in the other state after meeting, in that state,
2 requirements that are substantially equivalent to **OR EXCEED** the certification
3 requirements of this State.

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

7 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
8 1, 2015.