

State of Arkansas
90th General Assembly
Regular Session, 2015

As Engrossed: S3/11/15
A Bill

HOUSE BILL 1455

By: Representative Boyd

By: Senator Files

For An Act To Be Entitled

AN ACT TO MODIFY THE MEMBERSHIP OF THE ARKANSAS
APPRAISER LICENSING AND CERTIFICATION BOARD; TO
DECLARE AN EMERGENCY; AND FOR OTHER PURPOSES.

Subtitle

TO MODIFY THE MEMBERSHIP OF THE ARKANSAS
APPRAISER LICENSING AND CERTIFICATION
BOARD; AND TO DECLARE AN EMERGENCY.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

SECTION 1. Arkansas Code § 17-14-201(a)(1)(A), concerning membership of the Arkansas Appraiser Licensing and Certification Board, is amended to read as follows:

(1)(A) Seven (7) practicing certified or licensed appraisers, ~~provided with the exception~~ that at all times at least five (5) of the appraiser members of the board shall be state-certified appraisers ~~and two (2) shall be state-licensed appraisers. Failure to maintain this qualification shall result in automatic disqualification from this board.~~

SECTION 2. Arkansas Code § 17-14-201(b)(2), concerning the appointment of members to the Arkansas Appraiser Licensing and Certification Board, is amended to read as follows:

(2)(A)(i) ~~State chapters~~ Any state chapter of a national nationally recognized real estate appraisal organization ~~which are members of the Appraisal Foundation or its successor, plus the Arkansas~~



~~Chapter of the Association of Consulting Foresters of America, Inc., should each that requires an individual to have qualified appraisal experience, education, and testing to become a designated member and to adhere to standards of professional practice to maintain such a designation, and the Arkansas Chapter of the Association of Consulting Foresters of America, Inc., shall submit annually to the Governor at least annually, on or before by~~ January 15 ~~of each calendar year, a list of two (2) names of members of their respective organizations as nominees for appointment to the board.~~

(ii) Two (2) appraiser board members may be appointed by the Governor at large.

~~(B) Any appraiser vacancies shall be filled from these lists with the exception of the Governor's two (2) at-large appointments.~~

~~(C) At least five (5) real estate appraiser members appointed to the board shall be members in good standing of one (1) of the Appraisal Foundation member organizations or the Association of Consulting Foresters of America, Inc., requiring qualified appraisal experience, education, and testing in order to become a designated member in addition to adherence to standards of professional practice in order to retain such a designation. The nominees must be from the Appraisal Foundation members having operating chapters headquartered within the State of Arkansas.~~

~~(D) No practicing appraisers~~ A practicing licensed or certified appraiser shall not be denied the opportunity to submit ~~their names~~ his or her name for consideration to fill ~~either of the two (2) at-large appointments~~ an appointment to ~~this the~~ board based ~~solely~~ upon membership ~~or lack of membership~~ in any a particular appraisal organization.

SECTION 3. Arkansas Code § 17-14-201(b)(3), concerning the appointment of the financial member to the Arkansas Appraiser Licensing and Certification Board, is amended to read as follows:

(3) The Arkansas Bankers Association, ~~the Arkansas League of Savings Institutions, the Arkansas Association of Bank Holding Companies,~~ the Arkansas ~~Independent~~ Community Bankers Association, the Mortgage Bankers Association of Arkansas, Inc., and the Arkansas Credit Union ~~League Association~~ should each shall each submit annually a list of two (2) names, ~~annually, on or before by~~ January 15 ~~of each calendar year,~~ to the Governor, and the financial member ~~shall~~ may be appointed ~~and the vacancy filled~~ from

the lists of names provided.

SECTION 4. Arkansas Code § 17-14-201(c)(1)(B), concerning the term of certain members of the Arkansas Appraiser Licensing and Certification Board, is amended to read as follows:

(B) The financial member representative, the senior citizen representative, and the consumer representative shall have three-year terms, ~~and the Governor may reappoint these positions biennially.~~

SECTION 5. EMERGENCY CLAUSE. It is found and determined by the General Assembly of the State of Arkansas that the appointments by the Governor for membership to the Arkansas Appraiser Licensing and Certification Board are overdue; that the criteria for eligible members to the Arkansas Appraiser Licensing and Certification Board need clarification; and that this act is immediately necessary because the Governor needs to make several appointments to the Arkansas Appraiser Licensing and Certification Board to allow the Arkansas Appraiser Licensing and Certification Board to continue carrying out its duties. Therefore, an emergency is declared to exist, and this act being immediately necessary for the preservation of the public peace, health, and safety shall become effective on:

(1) The date of its approval by the Governor;

(2) If the bill is neither approved nor vetoed by the Governor, the expiration of the period of time during which the Governor may veto the bill; or

(3) If the bill is vetoed by the Governor and the veto is overridden, the date the last house overrides the veto.

/s/Boyd

APPROVED: 03/25/2015