

**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?         Yes, \$15 annually        

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        

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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.

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**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         Linda Buckner        

Date         8-5-2011

Alabama Real Estate Appraisers Board

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Real Estate Appraisers Board

RULE NO. & TITLE: 780-X-4-.02  
Application and License Fees

INTENDED ACTION: Amendment

SUBSTANCE OF PROPOSED ACTION: To correct the amount of the National Registry Fee which has been increased effective January 1, 2012 as provided for in the Frank-Dodd Act.

TIME, PLACE, MANNER OF PRESENTING VIEWS: Interested persons may submit their views regarding the proposed amended rule in writing to the Alabama Real Estate Appraisers Board, P.O. Box 304355, Montgomery, Alabama 36130-4355 no later than October 12, 2011.

FINAL DATE FOR COMMENT AND COMPLETION OF NOTICE: Written comments concerning this change must be received by the Alabama Real Estate Appraisers Board no later than October 12, 2011, 12:00 noon, 100 North Union Street, Suite 370, Montgomery, AL 36104.

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

  
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Lisa Brooks

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

Control No. 780 Department or Agency Alabama Real Estate Appraiser Board

Rule No: 780-X-4-.02

Rule Title: Application and License Fees

New  Amend  Repeal  Adopt by Reference

This rule has no economic impact.

This rule has an economic impact, as explained below:

1. NEED/EXPECTED BENEFIT OF RULE:

Reflect the increase in the National Registry fee provided for by the Dodd Frank Act.

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

This is the amount set by the Appraisal Subcommittee, collected by REAB when licenses are issued or renewed and forwarded to the Appraisal Subcommittee .

3. EFFECT OF THIS RULE ON COMPETITION:

None. This requirement is the same for all states and US territories.

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

None

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 \$15 per year increase for licensees. The fee was established in 1990 and this is the first increase since 1990.

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 ENVIRONMENT AND PUBLIC HEALTH:

None

10. DETRIMENTAL EFFECT ON THE ENVIRONMENT AND PUBLIC HEALTH IF THE RULE IS NOT IMPLEMENTED:

This is an expense that REAB cannot absorb and stay in existence to carry out its consumer protection responsibilities.

**780-X-4-.02**      **Application And License Fees.** In addition to any amount in excess of ~~\$25.00~~ \$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:

- (a)            Trainee Real Property Appraiser:  
Application Fee: \$150.00. Annual License fee: 275.00.
- (b)            State Registered Real Property Appraiser:  
Application Fee: \$275.00. Annual License fee: \$275.00.
- (c)            Licensed Real Property Appraiser:  
Application Fee: \$275.00. Annual License fee: \$275.00
- (d)            Certified Residential Real Property  
Appraiser: Application Fee: \$275.00. Annual License fee:  
\$275.00.
- (e)            Certified General Real Property Appraiser:  
Application Fee: \$275.00. Annual License fee: \$275.00.
- (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.