TRANSMITTAL SHEET FOR NOTICE OF INTENDED ACTION

Control 780 Department or Agency Alabam. Rule No. 780-X-1603	a Real Estate Appraiser Board
Rule Title: Education Approval Application	n Form
New AmendX]	RepealAdopt by Reference
Would the absence of the proposed rule significantly harm or endanger the public health, welfare, or safety?	<u>Yes</u>
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?	<u>No</u>
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?	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
**************************************	**************************************
If the proposed rule has an economic impact, the by a fiscal note prepared in accordance with subtractional Alabama 1975. ***********************************	e proposed rule is required to be accompanied osection (f) of Section 41-22-23, <u>Code of</u>
Certification of Authorized Official	ያ ነው
I certify that the attached proposed rule has been requirements of Chapter 22, Title 41, Code of A applicable filing requirements of the Administra Reference Service.	Alabama 1975, and that it conforms to all ative Procedure Division of the Legislative
Signature of certifying officer	Doorts.
Date 7-19-12	

Alabama Real Estate Appraisers Board

NOTICE OF INTENDED ACTION

AGENCY NAME: Alabama Real Estate Appraisers Board

RULE NO. & TITLE: 780-X-16-.03

Education Approval Application Form

INTENDED ACTION: Repeal and Replace

<u>SUBSTANCE OF PROPOSED ACTION:</u> To repeal existing forms for the approval of appraisal education courses and replace with updated forms and renumber the forms within the Administrative Code.

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 September 10, 2012.

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 September 10, 2012, 12:00 noon, 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-16-.03 Education Approval Application Form. "REPEALED"

INSTRUCTIONS FOR COMPLETION OF APPLICATION BOARD APPROVAL OF EDUCATIONAL OFFERING AND/OR BOARD APPROVAL OF INSTRUCTOR

- 1. All applications shall be made on a printed form provided by the Alabama Real Estate Appraisers Board, and no applications made otherwise will be accepted.
- 2. All applications, including "Instructor Acknowledgment Form", must be signed and dated.
- 3. Applications must be clearly typewritten or legibly printed in black suitable for photostatic copy, and all questions must be answered.
- 4. An application not properly completed, or not containing all the information required, or not accompanied by the required fees will be returned with a statement of the reasons for return.
- 5. Bi-Annual Application Fees:
 - a. Evaluation of each instructor for each course (minimum 15 hours) for licensure \$50
 - Evaluation of each instructor for each course/seminar (minimum 2 hours) for continuing education - \$25
 - Review of each educational offering (course or seminar) for licensure or continuing education - \$10 Per Instruction Hour
- 6. Courses and instructors are approved for a twenty-four months period, or any portion thereof, with approval expiring September 30, 1996 and every other year thereafter. Applications for approval should be submitted at least two months in advance. A course should not be taught before Board approval is received.

7. Approval may be withdrawn if it is determined that a course is not taught in a manner that will promote real property appraisal practices and techniques which provide a high degree of service and protection to those members of the public with whom appraisers deal in a professional relationship.

ALABAMA REAL ESTATE APPRAISERS BOARD PROCEDURAL RULES APPROVAL OF EDUCATIONAL OFFERING AND/OR INSTRUCTOR

The National Uniform Examination Content Outline for real property appraisers adopted by the Appraiser Qualifications Board of the Appraisal Foundation includes the following:

- 1. Influences on Real Estate Value conceptual.
- 2. Legal Considerations in Appraisal conceptual and definitions. (Including real estate versus real property; real property versus personal property; limitations on real estate ownership; legal rights and interests; forms of property ownership; legal descriptions; and transfer of title.)
- 3. Types of values conceptual and definitions.
- 4. Economic principles conceptual and definitions.
- 5. Real Estate markets and analysis (Including characteristics of real estate market; absorption analysis; rule of money and capital markets; and real estate financing.)
- 6. Valuation Process (Including definition of the problem; collection and analysis of date; analysis of highest and best use; application and limitations of each approach to value; reconciliation and final value estimate; and the appraisal report.)
- 7. Property Description conceptual and definitions (Including site description; improvement description; and basic construction and design.)

- 8. Highest and best use analysis conceptual definitions, analysis/application. (Including four tests; vacant site or as if vacant; as improved; and interior use.)
- 9. Residential: Appraisal statistical concepts.
 General: Appraisal Math and statistics conceptual and analysis/application. (General: Including compound interest concepts and statistical concepts used in appraisal.)
- 10. Sales comparison approach conceptual, definitions, analysis/application. (Including research and selection of comparables; elements of comparison; adjustment process; and application of sales comparison approach.)
- 11. Site value conceptual, definitions, analysis application. (Including sales comparison; land residual; allocation; extraction; and plottage and assemblage.) (General: ground rent application and subdivision analysis.)
- 12. Cost Approach conceptual, definitions, analysis/application. (Including steps in cost approach and application of the cost approach.)
- 13. Income approach conceptual, definitions, analysis/application. (Residential: Estimation of income and expenses; operating expense ratios; and gross statement ratios, rent multiplier.) (General: including operating direct capitalization, cash flow estimates before tax; measures of cash flow and discounted cash flow analysis.)
- 14. Valuation of partial interests conceptual and definitions (General: including interests created by a lease, lease provisions, valuation considerations, and other partial interests.)
- 15. Appraisal Standards and Ethics conceptual and definitions.

All courses must meet the above Appraiser Qualifications Board criteria and enhance the student's ability to understand and interpret real estate appraisal concepts, principles, and analysis procedures.

Basic concepts, principles, definitions of widely used terms, use of analysis skills, and reporting requirements of the Uniform Standards of Professional Appraisal Practice must be learned by the student. All approved courses must contribute to one or more of these areas of real estate appraiser education.

Application must be completed in its entirety. Please type or print legibly.

PROCEDRL.VB 1/23/98

State of Alabama Real Estate Appraisers Board

100 North Union Street Suite 370 Montgomery, AL 36104 (334) 242-8747 Fax: (334) 242-8749

Application for Course Approval "REPEALED"

Licensure Course

(Minimum 15 Hours with an exam)
Application Fee and copy of Alabama Department
of Education approval must be attached.

Continuing Education Course/Seminar (Minimum 2 hours) Application Fee must accompany request

1. Course name (Attach syllabus or Course Outline):_____ 1A. Type of Course: Continuing Education _____ Licensure 2. Name of Sponsoring School or Organization: 3. School/Organization Address: 3A. Telephone Number: Fax Number: _____ 4. Name of Individual Requesting Approval: 5. Names of Instructor(s) or Assistant Instructor(s): 6. Dates courses to be taught: 7. Total Hours: _____ Total hours per day: ____ To be taught ____ days 7A. Courses offered via: Traditional Classroom: ____ On-line ____ 8. Method of Certifying Attendance: 9. Instructor materials (i.e. text, references): 10. Type of Examination: Narrative ____ Multiple Choice ____ 10A. Number of Questions: 10B. Time allotted: 11. Describe process of Monitoring Exam: (Minimum 1 monitor for 30 examinees) 12. Grading Procedure: 13. Estimated response time for grading: 14. How are students to be notified of grade:

State of Alabama Real Estate Appraisers Board 100 N. Union Street, Suite 370 Montgomery, AL 36104

INSTRUCTOR QUALIFICATIONS FORM "REPEALED"

The data submitted herein will be used in evaluation the education and occupational experience of applicants for teaching the real estate appraisal course/seminar in accordance with the requirements established by the Alabama Real Estate Appraisers Board.

(APPLICATION FEE MUST BE ATTACHED: \$25.00 for C. E. \$50.00 for Licensure)

Name:		Social Security Number:			
Appraiser License or (cense or Certification NoState Issuing License				
Name of Course/Sem	inar				
School where course is					
Location of school (Str					
Your mailing address					
City					
Telephone numbers w					
EDUCATION					-
Name of School Address	From To Mo./Year	Did you Graduate	Degree & Date	Major	
High School					
Jr. College					
College or University _ Others					
If you have attended co	ollege, but did not gra	duate. how many se	mester ha	ire of credit do	/ou
(Submit College Trans			· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·	
List all real estate appr	raisal course work the	at you have complet	ed: (Docum	nentation Requi	red)
		(OVED)		7-1111	

(OVER)

If so, title of courses, name and location of	of school:
Year(s)	
Previous Instructor Experience: (List Bel	low Courses Taught as Principal/Assistant Instructor
(Attach Additional Sheets if Necessary)	
OCCUPATIONAL EXPERIENCE:	
Present or most recent period of employn	nent:
Employer:	
Address:	
City & State:	Zip:
Employment Period:FROM:	то:
Reason for Leaving:	
In addition to the foregoing, please attach experience.	a complete resume of your education and work
I hereby certify that the information given and experience. I agree to conduct my cla established by the Alabama Real Estate A	n herein is a true and accurate record of my training sses in accordance with the rules and regulations as appraisers Board.
Signed:(Prospective Instructor)	Date:
Signed:(School Administrator)	Date:
Position of Administrator:	

State of Alabama Real Estate Appraisers Board

Uniform Request for Licensure and/or Continuing Education Credit

This form was developed for your convenience in requesting education credit from the Alabama Real Estate Appraisers Board. IT DOES NOT IMPLY AUTOMATIC ACCEPTANCE BY AN ORGANIZATION OF AN EDUCATIONAL PROGRAM. Each organization retains its own recertification requirements and procedures for approving credit. A copy of the program brochure or outline may be required.

- 1. This form must be completed in its entirety.
- 2. Please type or print legibly.
- 3. Keep a copy of this form for your files.
- Submit with application for license/certification or with biennial license renewal fee 4. to:

Alabama Real Estate Appraisers Board 100 North Union Street, Suite 370 Montgomery, AL 36104

Name	Social Security Number
Mailing address	Certificate/License Number
City/State/Zip	Telephone Number
COURSE TITLE	
Date course taught	No. of Instructional Hours
Sponsoring Organization	
Program Location	Instructor
Description of Activity and Course C	ontent (You may attach a brochure):
**Evidence of Complet	ion (Instructor Signature must be on this form)
Signature of Licensee	Date
Social Security Number	

Alabama Real Estate Appraisers Board

Instructor Acknowledgement Form "REPEALED"

The approval of an instructor for teaching appraisal classes in the State of Alabama requires that the instructor abide by the following requirements:

- 1. The instructor is to abide by the Competency Provision and the Ethic Provision of the Uniform Standards of Professional Appraisal Practice.
- The instructor(s) are approved for specific classes. Any other instructor that is not approved that conducts the class may result in the approved instructor's losing the privilege of teaching that course and/or any other course.
- The instructor must follow the course outline that was prepared and submitted to the Board for approval. All items on the course outline must be covered.
- 4. Exams that are a part of the course for the student to receive credit are to be taken by the student individually and are not to be taken in an open session. The exams are to test the individual student's ability. The exam is also to test the instructor's ability to convey the information to the students. The final exam may not be reviewed by the student prior to taking the exam.
- 5. The instructor should be aware that, from time to time, there might be students taking the course that are doing so to grade the instructor and the course for its quality and the quantity of information.
- 6. A negative review from a grader can result in the instructor being brought before the Board. This could result in the removal of the instructor for a period of time that the Board may deem necessary. The action taken by the Board concerning the discipline of the instructor will be communicated to the course provider. This could result in the removal of the course provider as an acceptable provider of education for appraisers in the State of Alabama.
- 7. The instructor should employ varied teaching methodologies (i.e. lecture, guided class discussion, inquiry, problem solving, homework, projects, outside sources, research, seminars, case studies). The objective is to challenge and enhance student involvement, enjoyment and learning opportunities through use of their analyzing and reasoning skills.

The purpose for the above requirements is to insure that the students that are taking courses in the State of Alabama have the opportunity to receive the best possible appraisal education.

I, the undersigned instructor have read and understand the requirements stated above and agree to abide by the requirements of the State of Alabama Real Estate Appraisers Board.

Signature			
Type Name			
Date	· · · · · · · · · · · · · · · · · · ·		



RE: Education Approval

Gentlemen:

The Alabama Real Estate Appraisers Board has adopted its formal procedure for approving instructors and educational offerings for credit toward required licensure course hours and/or continuing education.

All continuing education and education licensure courses and seminars taught in Alabama require prior approval by the Alabama Real Estate Appraisers Board in order for the course/seminar to qualify for education requirements for licensure in Alabama. conjunction with the course/seminar approval, we also require prior approval of instructors. Instructors and appraisal courses taught as a part of the core curriculum by an accredited (SACS) 4-year college or university will have blanket approval. Courses taught by an accredited Junior or Community College will be automatically approved but the instructor must submit an application for Board approval. Courses taught as a part of the Continuing Education Department of any school, college or university require application and approval of both the course and the instructor. Alabama will accept for credit courses/seminars taken in another state, if the course has been approved by the appraisal regulatory Board of the state in which it is taught.

Any course offered in Alabama by an appraisal organization, proprietary school, private or governmental group requires approval of both the course and the instructor by our Board. Approved instructors must have education experience, preferably a BS degree and record of having taught two courses similar in content to the course for which he/she is seeking approval. If the instructor has not taught the course before, he/she could be approved after teaching the course four times as an assistant.

Private secondary schools must be licensed by the State Department of Education in order to offer instructional programs to students in Alabama unless specifically exempt by Alabama Code Chapter 16, Title 46, Section 3. It is the responsibility of the course provider to obtain approval from the State Department of Education.

Education Approval Page 2

If you wish the Board to evaluate your courses and/or instructors, please complete and return to us the enclosed application forms and necessary fees. A separate application form should be submitted as far in advance as possible, on each course/seminar and each instructor. If needed, you may duplicate the forms or enclose additional supporting documentation for clarification.

If you have questions, please advise. We look forward to hearing from you soon.

Sincerely,

J. W. Holland, Jr. Executive Director

JH: vb

Enclosures: Instruction Sheet, INST./96, EVAL. 7/96,

COURSE/SEMINAR.7/96 & INSTACKN.KH.11/96 Instructor Role 780-X-16 and 780-X-5

Administrative Code.

COURS-A.DOC

Author:

Statutory Authority: Code of Ala. 1975,

History: New Rule: Filed February 27, 1996; effective

April 3, 1996.

780-X-16-.03 Education Approval Application Form.



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- 4. An application not properly completed, or not containing all the information required, or not accompanied by the required fees will be returned with a statement of the reasons for return.
- 5. Bi-Annual Application Fees:
 - a. Evaluation of each instructor for each course (minimum 15 hours) for licensure \$50
 - b. Evaluation of each instructor for each course/seminar (minimum 2 hours) for continuing education \$25
 - c. Review of each educational offering (course or seminar) for licensure or continuing education \$10

 Per Instruction Hour
- 6. Courses and instructors are approved for a twenty-four
 months period, or any portion thereof, with approval
 expiring September 30, 1996 and every other year
 thereafter. Applications for approval should be submitted at least two months in advance. A course should not be taught before Board approval is received.

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- 7. Property Description conceptual and definitions (Including site description; improvement description; and basic construction and design.)

- 8. Highest and best use analysis conceptual definitions, analysis/application. (Including four tests; vacant site or as if vacant; as improved; and interior use.)
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- 13. Income approach conceptual, definitions, analysis/application. (Residential: Estimation of income and expenses; operating expense ratios; and gross statement ratios, rent multiplier.) (General: including operating direct capitalization, cash flow estimates before tax; measures of cash flow and discounted cash flow analysis.)
- 14. Valuation of partial interests conceptual and definitions (General: including interests created by a lease, lease provisions, valuation considerations, and other partial interests.)
- 15. Appraisal Standards and Ethics conceptual and definitions.

All courses must meet the above Appraiser Qualifications Board criteria and enhance the student's ability to understand and interpret real estate appraisal concepts, principles, and analysis procedures.

Basic concepts, principles, definitions of widely used terms, use of analysis skills, and reporting requirements of the Uniform Standards of Professional Appraisal Practice must be learned by the student. All approved courses must contribute to one or more of these areas of real estate appraiser education.

Application must be completed in its entirety. Please type or print legibly.



STATE OF ALABAMA REAL ESTATE APPRAISERS BOARD

P.O. Box 304355, Montgomery, AL 36130 / 100 N. Union Street Suite 370, Montgomery, AL 36104 Phone: (334) 242-8747 / Fax: (334)242-8749 / Web: www.reab.state.al.us

APPLICATION FOR COURSE APPROVAL "NEW RULE"

Course Title:			Continuing EducationLicensure
Course offered via: Tradition (All on-line)	nal ClassroomOr e courses must have IDECC approva	n-line l prior to submission)	
Sponsor Name & Address:			
Individual Requesting Approval:		Email:	
Telephone Number	Fax Ni	umber	Web Address
	ovide a letter from the owner authorizing use of	of the course by the provider herein making	
Instructor(s) Requesting Approva	al:		
Total Credit Hours:	Method of Certifying Attendance:		
Instructor Materials:			•
Type of Examination: Narrative	Multiple Choice No	one	
Proposed Dates of Course Offerin	ıg:		
Estimated Response Time for Gr	ading:		
Is Course AQB Approved? Yes_	No (If yes, provide A	QB Approval)	
Purpose of Course:			
Note: Continuing Education Courses are Licensure Courses must be a minin USPAP Courses: at least one of the The Alabama Real Estate Appraise following meeting, given that all m	num of fifteen (15) hours. e course instructors must be an AQ ers Board meets every two months.	B Certified Instructor who is a Your application will be prese	lso a State Certified Appraiser.
THE FOLLOWING IN -Instructors Qualifications Form -IDECC Approval (Online Only -Detailed Course Outline/Information)	y) ⁻	CHED TO THIS COMPLETE -AQB Approval (Licens -Detailed Timed Outlin -Application Fee \$5.00	sure Only) e



STATE OF ALABAMA REAL ESTATE APPRAISERS BOARD

P.O. Box 304355, Montgomery, AL 36130 / 100 N. Union Street Suite 370, Montgomery, AL 36104 Phone: (334) 242-8747 / Fax: (334)242-8749 / Web: www.reab.state.al.us

INSTRUCTORS QUALIFICATIONS FORM "NEW RULE"

The data submitted herein will be used in evaluation of the education and occupational experience of applicants for teaching the real estate appraisal course/seminar in accordance with the requirements established by the Alabama Real Estate Appraisers Board.

Name:	Social Security Number:
Mailing Address:	
Telephone Number:	Email:
Appraiser License or Certification No:	State Issuing License:
Name of Course/Seminar:	
Have you ever been subject to a disciplinary action in	mposed by any local, state or national regulatory body? Yes No provide further information or a copy of the final order)
List all real estate appraisal course work that you have	ve completed: (Documentation Required)
Have you taught this course/seminar or one similar i	in content before?
If so, title of courses, name and location of school:	

<u>Previous Instructor Experience</u> : (List Below Courses Taught as Principal/Assistant Instructor. Attach Additional Sh	neets if Necessary)
OCCUPATIONAL EXPERIENCE	
Present or most recent period of employment:	
Employer Name & Address:	
Duties:	
Employment Period: From: To: Reason for Leaving:	
In addition to the foregoing, please attach a complete resume of your ed. I hereby certify that the information given herein is a true and accurate record conduct my classes in accordance with the rules and regulations as established Board.	rd of my training and experience. Lagree to
Signed:Date:Date:	
Signed:Date:	
Position of Administrator:	
Note: Submit a separate application for each course approval requested. USPAP Courses: at least one of the course instructors must be an AQB Certi	fied Instructor who is also a State Certified

Appraiser.

The Alabama Real Estate Appraisers Board meets every two months. Your application will be presented to the Board at the following meeting, given that all material is provided and received in a timely manner.

ATTACH THE FOLLOWING INFORMATION TO THIS COMPLETED APPLICATION:

-Instructor's Resume

-Application Fee \$25.00 per CE Course OR \$50.00 per Licensure Course



STATE OF ALABAMA REAL ESTATE APPRAISERS BOARD

P.O. Box 304355, Montgomery, AL 36130 / 100 N. Union Street Suite 370, Montgomery, AL 36104 Phone: (334) 242-8747 / Fax: (334)242-8749 / Web: www.reab.state.al.us

UNIFORM REQUEST FOR LICENSURE AND/OR CONTINUING EDUCATION CREDIT "NEW RULE"

- 1. This form must be completed in its entirety.
- 2. Please type or print legibly.
- 3. Keep a copy of this form for your files.
- 4. Submit with application for license/certification or with biennial license renewal fee to:

Alabama Real Estate Appraisers Board P.O. Box 304355 Montgomery, AL 36130

Name:			Cert	ficate/License Nur	nber:
First	М	Last			
Mailing Address:		Вох			
	Street/PO	Вох	City	S t at e	Zip
Telephone Number:			Email:		
		Course Title	Co	ourse No.	
***************************************		Sponsorin	ng Organization		
Course Date:		No. of looks and the second			
		No. of Instructional Hours:			
Program Location: _					
Instructor:					
Instructor's Signatur	e:(E	vidence of Completion)			
Licensee Signature		Nate:		CC #	



STATE OF ALABAMA REAL ESTATE APPRAISERS BOARD

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INSTRUCTOR ACKNOWLEDGEMENT FORM "NEW RULE"

The approval of an instructor for teaching appraisal classes in the State of Alabama requires that the instructor abide by the following requirements:

- 1. The instructor is to abide by the Competency Provision and the Ethic Provision of the Uniform Standards of Professional Appraisal Practice.
- 2. The instructor(s) are approved for specific classes. Any other instructor that is not approved that conducts the class may result in the approved instructor's losing the privilege of teaching that course and/or any other course.
- The instructor must follow the course outline that was prepared and submitted to the Board for approval. All 3. items on the course outline must be covered.
- 4. Exams that are a part of the course for the student to receive credit are to be taken by the student individually and are not to be taken in an open session. The exams are to test the individual student's ability. The exam is also to test the instructor's ability to convey the information to the students. The final exam may not be reviewed by the student prior to taking the exam.
- 5. The instructor should be aware that, from time to time, there might be students taking the course that are doing so to grade the instructor and the course for its quality and the quantity of information.
- A negative review from a grader can result in the instructor being brought before the Board. This could 6. result in the removal of the instructor for a period of time that the Board may deem necessary. The action taken by the Board concerning the discipline of the instructor will be communicated to the course provider. This could result in the removal of the course provider as an acceptable provider of education for appraisers in the State of Alabama.
- 7. The instructor should employ varied teaching methodologies (i.e. lecture, guided class discussion, inquiry, problem solving, homework, projects, outside sources, research, seminars, case studies). The objective is to challenge and enhance student involvement, enjoyment and learning opportunities through use of their analyzing and reasoning skills.

The purpose for the above requirements is to insure that the students that are taking courses in the State of Alaba have the opportunity to receive the best possible appraisal education.					
I, the undersigned instructor have r requirements of the State of Alabam	l and understand the requirements stated above and agree to abide by t Real Estate Appraisers Board.	the			
Signature	Date				
Print Name					

AUTHOR: Lisa Brooks

STATUTORY AUTHORITY: \$34-27A-5, Code of Alabama 1975.

HISTORY: Filed February 27, 1996; effective April 3, 1996.