
 DIGEST

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SB 291 Reengrossed

2022 Regular Session

Lambert

Present law provides for the licensure and regulation of real estate appraisers and provides for the duties and powers of the La. Real Estate Appraisers Board (board).

Proposed law requires the board to request and obtain state and national criminal history information.

Proposed law defines "applicant", "bureau", "criminal history record information", and "FBI".

Proposed law requires criminal history record information obtained on an applicant to be used only for the purpose of determining licensure or reinstatement of the applicant's eligibility.

Proposed law requires the board to do all of the following:

- (1) Comply with any lawful requirement imposed by the bureau.
- (2) Prescribe a form to be completed by each applicant prior to fingerprint submission and provides, at a minimum, certain acknowledgments, statements, and inquiries.

Proposed law provides that the board may require an applicant to do both of the following:

- (1) Complete any form or application required by the bureau, including a set of the applicant's fingerprints.
- (2) Permit the board to request and obtain an applicant's state and national criminal history record.

Proposed law does not apply to any licensee that is in good standing with the board on or before December 31, 2022.

Proposed law subjects any registered trainee or licensed appraiser, who is registered on or before December 31, 2022, and who subsequently applies for licensure as a certified real estate appraiser or a certified general real estate appraiser on or after January 1, 2023, to the provisions of proposed law.

Proposed law requires certain criminal history record information received by the board from the bureau to be nonpublic, confidential, and exempt from Public Records Law (R.S. 44:1 et seq.).

(Amends R.S. 44:4.1(B)(23); Adds R.S. 37:3395.2)

Summary of Amendments Adopted by Senate

Committee Amendments Proposed by Senate Committee on Commerce, Consumer Protection, and International Affairs to the original bill

1. Defines "criminal history record information" as all state records of arrest, prosecution, conviction, including records expunged or dismissed pursuant to Code of Criminal Procedure Article 893, and national records which shall include fingerprints of the applicant, biometrics, and other identifying information.

Senate Floor Amendments to engrossed bill

1. Removes provisions relative to payments for administrative costs to the bureau.

Summary of Amendments Adopted by House

The Committee Amendments Proposed by House Committee on Insurance to the reengrossed bill:

1. Make technical changes.