

Regular Session, 2014

HOUSE BILL NO. 894

BY REPRESENTATIVE HOFFMANN

REAL ESTATE/APPRAISERS: Provides relative to the membership requirements for the Louisiana Real Estate Appraisers Board

1 AN ACT

2 To amend and reenact R.S.37:3394(B) and (H), relative to the Louisiana Real Estate
3 Appraisers Board; to provide for membership requirements and qualifications; and
4 to provide for related matters.

5 Be it enacted by the Legislature of Louisiana:

6 Section 1. R.S. 37:3394(B) and (H) are hereby amended and reenacted to read as
7 follows:

8 §3394. Louisiana Real Estate Appraisers Board

9 * * *

10 B.(1) ~~Nine~~ The members shall be appointed by the governor with one
11 member appointed from each congressional district and ~~the remainder~~ with four
12 members appointed at large. Of the ~~nine~~ members appointed by the governor:

13 (a) ~~One~~ Two shall be appointed from a list of ~~three~~ five names submitted by
14 the Louisiana Bankers Association each of whom shall have been involved in real
15 estate lending for at least five years.

16 (b) ~~One shall be appointed from a list of three names submitted by the~~
17 ~~Community Bankers of Louisiana, each of whom shall have been involved in real~~
18 ~~estate lending for at least five years.~~ One member shall have been engaged in the
19 business of appraisal management for at least four years and shall be an employee
20 or representative of a Louisiana licensed appraisal management company.

1 Additionally, this member shall be a citizen and qualified elector of Louisiana and
2 licensed as a Louisiana certified real estate appraiser immediately preceding the
3 appointment to the board.

4 (c) ~~The remainder shall have been Louisiana residents engaged in the general~~
5 ~~practice of real estate appraising in the state of Louisiana for not less than five years~~
6 ~~immediately preceding their appointment.~~ The remainder shall have been domiciled
7 in Louisiana and licensed as certified real estate appraisers for not less than five
8 years immediately preceding the appointment.

9 (2) At least four of the ~~nine~~ members shall be general appraisers and at least
10 two of the ~~nine~~ members shall be residential appraisers. All appraiser members shall
11 be state certified.

12 * * *

13 H. ~~Five~~ Six members of the board shall constitute a quorum for all business.

14 * * *

15 Section 2. This Act shall become effective upon signature of the by the governor or,
16 if not signed by the governor, upon expiration of the time for bills to become law without
17 signature by the governor, as provided by Article III, Section 18 of the Constitution of
18 Louisiana. If vetoed by the governor and subsequently approved by the legislature, this Act
19 shall become effective on the day following such approval.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

Hoffmann

HB No. 894

Abstract: Makes changes to the Louisiana Real Estate Appraisers Board membership.

Present law provides that there shall be nine members appointed to the Louisiana Real Estate Appraisers Board (board) with one member appointed from each congressional district and the remainder appointed at large.

Proposed law removes the reference to the number of members appointed to the board and provides that four members shall be appointed at large.

Present law provides that one member shall be appointed from a list of three names submitted by the Louisiana Bankers Association each of whom shall have been involved in real estate lending for at least five years.

Proposed law provides that two members, rather than one member, shall be appointed from a list of five names, rather than three names, submitted by the Louisiana Bankers Association each of whom shall have been involved in real estate lending for at least five years.

Present law provides that one member shall be appointed from a list of three names submitted by the Community Bankers of Louisiana, each of whom shall have been involved in real estate lending for at least five years.

Proposed law removes present law.

Proposed law adds a member to the board and provides that the additional member shall have been engaged in the business of appraisal management for at least four years and shall be an employee or representative of a Louisiana licensed appraisal management company. This additional member shall also be a citizen and qualified electorate of Louisiana and licensed as a Louisiana certified real estate appraiser immediately preceding the appointment to the board.

Present law provides that the remainder of the board members shall have been Louisiana residents engaged in the general practice of real estate appraising in Louisiana for not less than five years immediately preceding their appointment.

Proposed law removes present law and provides that the remainder of the board members shall have been domiciled in Louisiana, rather than residents of Louisiana, and licensed as certified real estate appraisers, rather than engaged in the general practice of real estate appraising in Louisiana, for not less than five years immediately preceding the appointment.

Present law provides that at least four of the nine members shall be general appraisers and at least two of the nine member shall be residential appraisers.

Proposed law retains present law requirements and removes reference to the total number of members on the board.

Present law provides that five members of the board shall constitute a quorum for all business.

Proposed law provides that six members of the board shall constitute a quorum for all business.

Effective upon signature of governor or lapse of time for gubernatorial action.

(Amends R.S. 37:3394(B) and (H))

Summary of Amendments Adopted by House

Committee Amendments Proposed by House Committee on Commerce to the original bill.

1. Removed reference to total number of members on the Louisiana Real Estate Appraisers Board (board).
2. Provided that two members, rather than one member, shall be appointed to the board from a list of five names, rather than three names, submitted by the Louisiana Bankers Association each of whom shall have been involved in real estate lending for at least five years.

3. Removed the one member appointed from a list of three names submitted by the Community Bankers of Louisiana.
4. Added a member to the board and provided that the additional member shall have been engaged in the business of appraisal management for at least three years, shall be an employee or representative of a Louisiana licensed appraisal management company.
5. Provided that the additional member shall also have been a citizen and qualified elector of Louisiana certified real estate appraiser immediately preceding the appointment to the board.
6. Provided that the remainder of the board members shall have been domiciled in Louisiana, rather than residents of Louisiana, and licensed as certified real estate appraisers, rather than engaged in the general practice of real estate appraising in Louisiana, for not less than five years immediately preceding the appointment.
7. Provided that six members rather than five members shall constitute a quorum for all business.

House Floor Amendments to the engrossed bill.

1. Changed requirement for length of experience in the business of appraisal management qualifying a person appointed by the governor for membership on the Louisiana Real Estate Appraisers Board from three years to four years.