## State of California Office of Administrative Law

In re:

Office of Real Estate Appraisers

**Regulatory Action:** 

Title 10, California Code of Regulations

Adopt sections:

3575, 3576, 3577

Amend sections: 3500, 3522, 3523, 3524,

3526, 3527, 3528, 3529, 3530, 3582, 3681, 3702, 3703, 3721, 3724, 3726,

3728, 3731, 3741

NOTICE OF APPROVAL OF CERTIFICATE OF COMPLIANCE

Government Code Section 11349.1 and 11349.6(d)

OAL File No. 2010-1217-03 C

This regulatory action implements SB 237 (Chapter 173, Statutes of 2009) which requires Appraisal Management Companies, effective January 1, 2010, to register with the Office of Real Estate Appraisers (OREA) in order to administer appraisals connected to California property. This action establishes the procedures and requirements for registration, renewal and discipline.

OAL approves this regulatory action pursuant to section 11349.6(d) of the Government Code.

Date:

1/31/2011

George C. Shaw Seniør Counsel

For:

DEBRA M. CORNEZ Assistant Chief Counsel/ **Acting Director** 

Original: Bob Clark

Copy: Kathleen Chovan

STATE OF CALIFORNIA--OFFICE OF ADMINISTRATIVE LAW

# NOTICE PUBLICATION/REGULATIONS SUBM

See instructions on reverse)

For use by Secretary of State only

STD, 400 (REV, 01-09) NOTICE FILE NUMBER REGULATORY ACTION NUMBER EMERGENCY NUMBER OAL FILE **NUMBERS 7-** 2010-1019-08 2010-1217-030 For use by Office of Administrative Law (OAL) only 2010 DEC 17 PA 1:20 OFFICE OF ADMINISTRATIVE LAW

2011 JAM 3 I PM 2: 09 SECRETARY OF STATE REGULATIONS NOTICE AGENCY FILE NUMBER (If any) AGENCY WITH RULEMAKING AUTHORITY OFFICE OF REAL ESTATE APPRAISERS OREA 2010-02 A. PUBLICATION OF NOTICE (Complete for publication in Notice Register) FIRST SECTION AFFECTED 2. REQUESTED PUBLICATION DATE 1. SUBJECT OF NOTICE TITLE(S) 3. NOTICE TYPE Notice re Proposed TELEPHONE NUMBER FAX NUMBER (Optional) 4. AGENCY CONTACT PERSON Other Regulatory Action ACTION ON PROPOSED NOTICE **OAL USE** NOTICE REGISTER NUMBER PUBLICATION DATE Approved as Disapproved/ ONLY Withdrawn B. SUBMISSION OF REGULATIONS (Complete when submitting regulations) 1a. SUBJECT OF REGULATION(S) 1b. ALL PREVIOUS RELATED OAL REGULATORY ACTION NUMBER(S) Appraisal Management Company registration (SB 237) 2010-0111-02E; 2010-0716-01EE; 2010-1007-06EE 2. SPECIFY CALIFORNIA CODE OF REGULATIONS TITLE(S) AND SECTION(S) (Including title 26, if toxics related) SECTION(S) AFFECTED §§ 3575, 3576, & 3577 (List all section number(s) individually. Attach §§ 3500, 3522, 3523, 3524, 3526, 3527, 3528, 3529, 3530, 3582, 3681, 3702, (see below) \*\* additional sheet if needed.) REPEAL TITLE(S) \*\* (Additional §§ to AMEND - 3703, 3721, 3724, 3726, 3728, 3731, & 3741) 3. TYPE OF FILING Regular Rulemaking (Gov. Certificate of Compliance: The agency officer named Emergency Readopt (Gov. Changes Without Regulatory Code §11346) below certifies that this agency complied with the Code, §11346.1(h)) Effect (Cal. Code Regs., title Resubmittal of disapproved or provisions of Gov. Code §§11346.2-11347.3 either 1,5100) withdrawn nonemergency before the emergency regulation was adopted or File & Print Print Only filing (Gov. Code §§11349.3, within the time period required by statute. 11349.4) Resubmittal of disapproved or withdrawn Emergency (Gov. Code, Other (Specify) emergency filing (Gov. Code, §11346.1) §11346.1(b)) 4. ALL BEGINNING AND ENDING DATES OF AVAILABILITY OF MODIFIED REGULATIONS AND/OR MATERIAL ADDED TO THE RULEMAKING FILE (Cal. Code Regs. title 1, \$44 and Gov. Code §11347.1) N/A 5. EFFECTIVE DATE OF CHANGES (Gov. Code, §§ 11343.4, 11346.1(d); Cal. Code Regs., title 1, §100) Effective §100 Changes Without Effective 30th day after Effective on filing with X filing with Secretary of State Secretary of State Regulatory Effect other (Specify) CHECK IF THESE REGULATIONS REQUIRE NOTICE TO, OR REVIEW, CONSULTATION, APPROVAL OR CONCURRENCE BY, ANOTHER AGENCY OR ENTITY Fair Political Practices Commission State Fire Marshal Department of Finance (Form STD. 399) (SAM §6660) Other (Specify) 7. CONTACT PERSON TELEPHONE NUMBER FAX NUMBER (Optional) E-MAIL ADDRESS (Optional) Kathleen Chovan 916-341-6126 For use by Office of Administrative Law (OAL) only I certify that the attached copy of the regulation(s) is a true and correct copy of the regulation(s) identified on this form, that the information specified on this form is true and correct, and that I am the head of the agency taking this action, **ENDORSED APPROVED** or a designee of the head of the agency, and am authorized to make this certification. JAN 3 1 2011

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Bob Clark, Director

Office of Administrative Law

#### STATE OF CALIFORNIA

#### OFFICE OF REAL ESTATE APPRAISERS

## IMPLEMENTATION OF SB 237 (CHAPTER 173, STATUTES OF 2009)

### (REGISTRATION OF APPRAISAL MANAGEMENT COMPANIES)

#### FINAL TEXT OF PROPOSED CHANGES

# UNDER THE REAL ESTATE APPRAISERS' LICENSING AND CERTIFICATION LAW CALIFORNIA CODE OF REGULATIONS, TITLE 10, CHAPTER 6.5 PURSUANT TO NOTICE

#### **OCTOBER 19, 2010**

#### **ARTICLE 1. DEFINITIONS, Section 3500 is amended to read:**

#### 3500. Meaning of Words and General Definitions

- (a) Words shall have their usual meaning unless the context or a definition clearly indicates a different meaning. Words used in their present tense include the future tense and words in the singular form include the plural form. Use of the word "shall" or "must" denotes mandatory conduct; "may" denotes permissive conduct; and "should" denotes recommended conduct.
- (b) As used in these regulations, the following words and phrases shall have the following definitions:
- (1) "Applicant" means a natural person who has made application to be a State Licensed Real Estate Appraiser, a State Certified Real Estate Appraiser, a Course Provider or a person who has applied for a Trainee License, a Reciprocal License or a Temporary Practice permit. Applicant also means an entity or Controlling Person that has applied for a Certificate of Registration as an Appraisal Management Company;
- (2) (A) "Appraisal Management Company" means any person or entity that satisfies all of the following conditions:
  - 1. Maintains an approved list or lists, containing 11 or more independent contractor appraisers licensed or certified pursuant to Part 3 (commencing with section 11300), of Division 4 of the Business and Professions Code or employs 11 or more appraisers licensed or certified pursuant to that Part.
  - 2. Receives requests for appraisals from one or more clients.
  - 3. For a fee paid by one or more of its clients, delegates appraisal assignments for completion by its independent contractor or employee appraisers.
- (B) "Appraisal Management Company" does not include any of the following, when that person or entity directly contracts with an independent appraiser:
  - 1. Any bank, credit union, trust company, savings and loan association, or industrial loan company doing business under the authority of, or in accordance with, a license,

certificate, or charter issued by the United States or any state, district, territory, or commonwealth of the United States that is authorized to transact business in this state.

- 2. Any finance lender or finance broker licensed pursuant to Division 9 (commencing with Section 22000) of the Financial Code, when acting under the authority of that license.
- 3. Any residential mortgage lender or residential mortgage servicer licensed pursuant to Division 20 (commencing with Section 50000) of the Financial Code, when acting under the authority of that license.
- 4. Any real estate broker licensed pursuant to Part 1 (commencing with Section 10000) of Division 4 of the Business and Professions Code, when acting under the authority of that license.
- (C) "Appraisal Management Company" does not include any person licensed to practice law in this state who is working with or on behalf of a client of that person in connection with one or more appraisals for that client;
- (3) "Appraisal Standards Board (ASB)" means the board of The Appraisal Foundation;
- (4) "Appraisal Subcommittee (ASC)" means the Appraisal Subcommittee of the Federal Financial Institutions Examination Council;
- (5) "Appraiser" means an individual who holds a license issued by the Office of Real Estate Appraisers;
- (6) "Appraiser Qualifications Board (AQB)" means the subcommittee of The Appraisal Foundation. The "Appraiser Qualifications Board" (AQB) is the board of The Appraisal Foundation which promulgates the minimum national requirements for licensure for licensed appraisers. The minimum national requirements includes the interpretations and clarifications of the appraiser qualifications criteria issued by AQB;
- (7) "Certificate of Registration" means a certificate issued by the California Office of Real Estate Appraisers verifying the registration of a person or entity as approved to conduct business in California as an Appraisal Management Company.
- (8) "Controlling Person" means one of more of the following:
- (A) An officer or director of an Appraisal Management Company, or an individual that holds 10% or greater ownership interest in an Appraisal Management Company.
- (B) An individual employed, appointed or authorized by an Appraisal Management Company that has the authority to enter into a contractual relationship with clients for the performance of appraisal services and that has the authority to enter into agreements with independent appraisers for the completion of appraisals.
- (C) An individual who possesses the power to direct or cause the direction of the management or policies of an Appraisal Management Company.
- (9) "Course Provider" means a person or organization that has been approved by the Office of Real Estate Appraisers to provide educational courses within the parameters set forth herein.

- (10) "Designated Officer" means a Controlling Person authorized by the governing structure of the Appraisal Management Company to act on behalf of the company for purposes of application for, and compliance with, a Certificate of Registration to operate as an Appraisal Management Company pursuant to California law. The Designated Officer shall be responsible for the supervision and control of activities conducted on behalf of the Appraisal Management Company by its officers and employees as necessary to secure full compliance with the provisions of SB 237 (Chapter 173, Statutes of 2009), including contract services provided to the Appraisal Management Company for the performance of appraisal activities for which a California Real Estate Appraisal license is required.
- (11) "Director" means the Director of OREA or his or her designee;
- (12) "FIRREA" means the Financial Institutions Reform, Recovery and Enforcement Act of 1989, Public Law 101-73 and any amendments thereto;
- (13) "Non-Residential Property" means all other property except one to four unit residential structures and land suitable for one to four unit residential use;
- (14) "Office" means the Office of Real Estate Appraisers, and/or the Director;
- (15) "OREA" means the Office of Real Estate Appraisers;
- (16) "Registrant" means a person or entity authorized to conduct business as an Appraisal Management Company in California through issuance of a Certificate of Registration by the California Office of Real Estate Appraisers.
- (17) "Registration" means the procedures and requirements with which a person or entity shall comply in order to qualify to conduct business as an Appraisal Management Company;
- (18) "Residential Property" means real property containing, and land suitable for, four or fewer residential units;
- (19) "Uniform Standards of Professional Appraisal Practice (USPAP)" means those standards as adopted by the Appraisal Standards Board of The Appraisal Foundation.

Note: Authority cited: Sections 11310, 11313, 11314, 11316, 11350 and 11361, Business and Professions Code. Reference: Sections 10, 11302, 11310, 11360 and 11361, Business and Professions Code.

ARTICLE 2. GENERAL REQUIREMENTS, Sections 3522, 3523, 3524, 3526, 3527, 3528, 3529, and 3530 are amended to read:

3522. License or Certificate of Registration

Each license or Certificate of Registration shall show on its face in clear and concise language the following information:

- (a) The name of the holder;
- (b) The license number or Certificate of Registration number;
- (c) The scope of authority conferred by the document;
- (d) Whether restricted or limited in any manner, and if so, the nature of the restriction or limitation; and
- (e) The dates of issuance and expiration of the document.

Note: Authority cited: Section 11314, Business and Professions Code. Reference: Sections 11320 and 11321, Business and Professions Code.

#### 3523. License or Certificate of Registration Property of the Office

Each license or Certificate of Registration shall remain the property of the Office and shall be surrendered to the Office or its authorized representative upon order of the Director, unless otherwise ordered pursuant to these regulations.

Note: Authority cited: Sections 11313 and 11314, Business and Professions Code. Reference: Sections 11315 and 11319, Business and Professions Code.

#### 3524. Term of License or Certificate of Registration

Every original license or Certificate of Registration shall be valid for the term set forth in Sections 11341 and 11345.1 of the Business and Professions Code unless otherwise ordered pursuant to these regulations.

Note: Authority cited: Sections 11313 and 11314, Business and Professions Code. Reference: Section 11341, and 11345.1, Business and Professions Code.

#### 3526. Consent to Service of Process

- (a) Each applicant for and holder of a license or temporary practice permit, who is a non-resident of California shall complete the Consent to Service of Process Form REA 3006 (Rev. 5/8/00), which is herein incorporated by reference, or any federally-approved equivalent form.
- (b) Any Controlling Person applicant who is a non-resident of California shall complete the Consent to Service of Process Form REA 3006 (Rev.5/8/00).

Note: Authority cited: Sections 11313, 11314 and 11340, Business and Professions Code. Reference: Section 1018, Code of Civil Procedure.

#### 3527. Personal Information or Contact Change

- (a) All applicants for and holders of a license, temporary practice permit, or course provider approval permit, Certificate of Registration, or approval as a Controlling Person for an Appraisal Management Company shall submit written notice to OREA of any change to the following within 10 days on the Change Notification and Miscellaneous Requests Form REA 3011 (Rev. 5/8/00), which is herein incorporated by reference:
- (1) Name;
- (2) Residence telephone number;
- (3) Business telephone number;
- (4) Residence address;
- (5) Business name or address; or
- (6) Mailing address.
- (b) All holders of a Certificate of Registration, or a Controlling Person for an Appraisal Management Company shall submit written notice to OREA of any change to the following within 10 days on the Appraisal Management Company Change Notification and Miscellaneous Requests Form REA 5011 (New 09/01/10), which is herein incorporated by reference:
- (1) Name Change (addition or deletion of a Controlling Person);
- (2) Residence telephone number;
- (3) Business telephone number;
- (4) Residence address;
- (5) Business name or address; or
- (6) Mailing address.

Any Form REA 5011 (New 09/01/10) submitted to OREA must be signed by the Designated Officer of the Appraisal Management Company.

(b) (c) The business name, address and telephone number shall be considered the applicant's,

licensee's or Registrant's address and telephone number of record for all purposes unless otherwise requested in writing by the applicant, or licensee or Registrant and shall be considered a matter of public record. If no business address is provided, the mailing address shall be the address of record. A physical address is required as the address of record (a P.O. Box, Rural Route, Star Route, or mail box rental service location is not allowed).

Note: Authority cited: Sections 11313, 11314 and 11340, Business and Professions Code. Reference: Section 11340, and 11345.05, Business and Professions Code.

#### 3528. Minimum Requirements

- (a) All applicants for, and holders of, any license or permit authorized by this chapter shall meet the minimum requirements set forth in this chapter or those established by the Appraiser Qualifications Board, whichever is greater.
- (b) Effective January 1, 2008, all applicants for licensure must meet all of the minimum requirements effective on that date. Applications received on or before December 31, 2007, that are not complete as to education and/or experience, will be evaluated based on the completion date of the education and/or experience component requirements. Applicants who have completed the education requirements prior to January 1, 2008, may complete the experience requirement after January 1, 2008.
- (c) Any holder of a Certificate of Registration issued by the Office of Real Estate Appraisers as authorized by this chapter, and any person or entity acting in a capacity that requires a Certificate of Registration under this chapter, shall meet the requirements set forth in Article 4 for registration as an Appraisal Management Company.
- (d) The Office shall issue a Conditional Certificate of Registration to an applicant for a Certificate of Registration as an Appraisal Management Company that has satisfied the minimum requirements for registration, pursuant to Business and Professions Code Sections 11345, 11345.2 and 11345.3. The Conditional Certificate of Registration shall expire on either of the following dates, whichever is earlier:
- (1) No more than 150 days from the date of issuance of the Conditional Certificate of Registration; or
- (2) Date on which the Office issues a Certificate of Registration to the applicant.
- (e) On the effective date of permanent regulations, pursuant to the Office's compliance with Government Code Sections 11346.2—11347.3, the Office will no longer issue Conditional Certificates of Registration.

Note: Authority cited: Sections 11313, 11314 and 11340, Business and Professions Code. Reference: Sections 11328, 11328.1 and 11340, Business and Professions Code; and Section

1112, Financial Institutions Reform, Recovery and Enforcement Act of 1989, Public Law 101-73 (FIRREA).

#### 3529. Audits

The Office may review and audit the records of applicants, licensees, educational providers, registered Appraisal Management Companies and persons or entities acting in a capacity that requires a Certificate of Registration, to determine compliance with the requirements of this chapter and state and federal law. Applicants, licensees, educational providers, and registered Appraisal Management Companies shall cooperate with the Office in the conduct of such audits and provide access during normal business hours to records and such information as the Office deems reasonably necessary for the completion of the audit.

Note: Authority cited: Sections 11313, 11314, 11328 and 11340, Business and Professions Code. Reference: Sections 11320.5, 11328, 11328.1, 11340 and 11345.45, Business and Professions Code.

#### 3530. Limitations on Licenses and Certificates of Registration for Aliens

- (a) All eligibility requirements contained herein shall be applied without regard to the race, creed, color, gender, religion, or national origin of the individual applying for the public benefit.
- (b) Pursuant to Section 411 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996 (Pub. L. No. 104-193 (PRWORA)), (8 U.S.C. § 1621), and notwithstanding any other provision of this division, aliens who are not qualified aliens, nonimmigrant aliens under the Immigration and Nationality Act (INA) (8 U.S.C. § 1101 et seq.), or aliens paroled into the United States under Section 212 (d) (5) of the INA (8 U.S.C. § 1182 (d) (5)) for less than one year, are not eligible to receive any license to act as a state licensed real estate appraiser or Controlling Person of an Appraisal Management Company as set forth in California Business and Professions Code, Division 4, Part 3, Sections 11300 et seq., except as provided in 8 U.S.C. § 1621(c)(2).

[Subdivisions (c) through (i): No change]

Note: Authority cited: Sections 11313, 11314, 11327, 11340, 11350 and 11352, Business and Professions Code. Reference: Sections 11320 and 11321, Business and Professions Code; and 8 U.S.C. §§ 1621, 1641 and 1642.

ARTICLE 4. APPLICATION PROCESS, Sections 3575, 3576, and 3577, are adopted to read:

3575. Appraisal Management Company Certificate of Registration Application

- (a) Applications for a Certificate of Registration shall be valid for one year from the date of receipt by the Office. The one-year period shall not be extended.
- (b) Applicants for a Certificate of Registration shall have an appropriate knowledge of the English language, including reading, writing and spelling, and of arithmetic computations common to real estate and appraisal practice.
- (c) Applicants for a Certificate of Registration must submit an Appraisal Management Company Certificate of Registration Application form, REA 5001 (New 01/20/10 Rev 09/01/10), which is hereby incorporated by reference.
- (d) Applicants for a Certificate of Registration must also submit a separate application for each Controlling Person for the company. Each Controlling Person must complete an Appraisal Management Company Controlling Person Application form, REA 5002 (New 01/01/10 Rev 09/01/10) which is hereby incorporated by reference.
- (e) All applicants for a Certificate of Registration must submit the names of all Controlling Persons, including the name of the Designated Officer, as these terms are defined herein.

Note: Authority cited: Sections 11314, Business and Professions Code. Reference: Sections 11320.5 and 11345, Business and Professions Code.

# 3576. Background Requirements for Controlling Persons in Appraisal Management Companies

- (a) No individual can act as a Controlling Person of an Appraisal Management Company who has entered a plea of guilty or no contest to, or been convicted of, a felony.
- (b) No individual can act as a Controlling Person of an Appraisal Management Company who has had a license or certificate to act as an appraiser, or to engage in any activities related to real estate lending or the transfer of real property refused, denied, canceled, or revoked in California or any other state.
- (c) A Controlling Person of an Appraisal Management Company that holds a Certificate of Registration who has entered a plea of guilty or no contest to, or been convicted of, a felony, or who has had a real estate appraiser's license or real estate sale's license revoked, surrendered, or denied in California or any other state must report this occurrence to the Office within 10 days of the date he or she has knowledge of that fact.
- (d) Any Controlling Person applicant who is licensed or certified as a real estate appraiser in any other jurisdiction must have a license in good standing in that jurisdiction and provide the Office with a certificate of license history.
- (e) Any Controlling Person applicant who is not licensed or certified by the Office must submit fingerprint images to be used by the Department of Justice for the purpose of obtaining

information relating to the existence or content of state and federal records of arrests or convictions.

(f) An Appraisal Management Company must disclose the name of the Designated Officer of the Appraisal Management Company.

Note: Authority cited: Sections 11314 and 11343, Business and Professions Code. Reference: Section 11345.2 Business and Professions Code.

#### 3577. Minimum Standards of Practice for Appraisal Management Companies

All Appraisal Management Companies must ensure that they adhere to the following business practices when performing appraisal management services for properties located within the State of California:

- (a) Appraisal Management Companies will eontract <u>delegate appraisal assignments for completion</u> only with to independent contractor or employee appraisers that possess the licenses and certificates required by the Office.
- (b) Appraisal Management Companies must <u>adopt reasonable procedures designed to</u> ensure that all appraisal assignments completed by <del>the contracted</del> its independent contractor or employee appraisers are performed in accordance with the Uniform Standards of Professional Appraisal Practice.
- (c) Appraisal Management Companies must maintain records of each of the following for each service request:
- (1) Date of the receipt of the request;
- (2) The name of the person from whom the request was received;
- (3) The name of the client for whom the request was made, if different from the name of the person from whom the request was received.
- (4) The name of the appraiser or appraisers assigned to perform the contracted service; and
- (5) The date of delivery of the appraisal product to the client.
- (d) Appraisal Management Companies must maintain records of all appraisal fees dispersed to contracted appraisers and the final fee charged to the lender/client.
- (e) An Appraisal Management Company cannot prohibit a contracted appraiser/client from disclosing the fee paid to the appraiser/client for an appraisal assignment in the body of the appraisal report.

- (f) (1) No Appraisal Management Company shall improperly influence or attempt to improperly influence the development of an appraisal report, review or consulting assignment by engaging in, without limitation, any of the following actions:
  - (A)Withholding or threatening to withhold the timely payment for a contracted appraisal assignment that is completed in accordance with the Uniform Standards of Professional Appraisal Practice and with contractual provisions as agreed to by the Appraisal Management Company and the appraisal contractor;
  - (B) Withholding or threatening to withhold future business with an appraisal contractor solely based on an appraisal result;
  - (C) Basing the appraisal fee for an appraisal assignment on a pre-determined value;
  - (D) Attempting to influence the development of an appraisal assignment through coercion, extortion or bribery;
  - (E) Expressly or impliedly promising future business, promotions, or increased compensation for a contracted appraiser based on certain business practices not in compliance with the Uniform Standards of Professional Appraisal Practice;
- (2) Subdivision (f)(1) of this Section does not prohibit an Appraisal Management Company or an individual with an interest in a real estate transaction from requesting an appraiser to:
  - (A) Consider additional appropriate property information including relevant sales comparables not considered in the initial appraisal report;
  - (B) Provide further detail, substantiation or explanation of the appraiser's conclusion of value; or
  - (C) Correct errors in the appraisal report.
- (g) The Appraisal Management Company shall not require the appraisar to collect the appraisal fee from a borrower, homeowner, or third party. Disbursement of appraisal fees must be directly from the Appraisal Management Company.
- (h) (g) The Appraisal Management Company shall not base the payment of an appraisal fee on a mortgage-related event occurring subsequent to completion of the appraisal, i.e. close of escrow.
- (i) (h) The appraiser shall not be required to provide the Appraisal Management Company with the appraiser's digital signature.
- (j) (i) The Appraisal Management Company shall not alter, amend, or change an appraisal report submitted by a licensed or certified appraiser by removing the appraiser's signature or seal or by adding information to or removing information from the appraisal report with an intent to change the value conclusion.

- (k) (j) The Appraisal Management Company shall not remove an independent appraiser from their panel of approved appraisers without prior written notice that includes evidence which supports the basis of fact that the appraiser has violated the Uniform Standards of Professional Appraisal Practice or other applicable appraisal regulations or state statutes, or evidence which demonstrates substandard performance, improper or unprofessional behavior, or other substantive deficiencies.
- (h) (k) An Appraisal Management Company shall notify the Office within 10 business days of any change to or addition of a Controlling Person of the company.

Note: Authority cited: Sections 11313 and 11314, Business and Professions Code. Reference: Sections 11345.4, 11345.45, 11345.6, Business and Professions Code, and Section 1090.5, Civil Code.

#### **ARTICLE 5. FEES, Section 3582 is amended to read:**

#### 3582. Fee Schedule

(a) Fees are scheduled pursuant to Sections 11400 through 11408, Business and Professions Code.

(b) In addition to (a) above, the following is a schedule of additional fees:				
1) Application Review – (all classifications-new renewal, upgrades				
and Certificate of Registration)	\$	150		
2) Issuance Fees (new and renewals)				
Trainee Level	\$	300		
Residential Level	\$	300		
Certified Levels	\$	375		
Appraisal Management Company Certificate of Registration	\$1	,600		
3) Issuance Fees (upgrades)				
To Certified Levels	\$	75		
4) Late Renewal Fee (all license levels and Certificate of Registration)				
0-less than 12 months	\$	125		
5) Background Investigation Fees	\$	70		
6) Child Support Review Fee	\$	10		
Reinstatement After Child Support Suspension	\$	140		
7) Federal Registry Fees (every two years)				
Federal (\$25 per year) – Appraiser \$50 (as prescri	bed by	the ASC)		
Federal – Appraisal Management Company (as prescri	bed by	y the ASC)		
State Processing	\$	25		
8) Temporary Practice Permit	\$	80		
9) Petition for Equivalency (per course)	\$	45		
10) Basic Education Provider Fees				
Course Provider Application Review Fee	\$1	50 per		