

CHAPTER 91

PROFESSIONS AND OCCUPATIONS

HOUSE BILL 02-1130

BY REPRESENTATIVE(S) Fairbank, Borodkin, Jameson, Kester, Marshall, Rhodes, White, Williams T., and Lawrence;
also SENATOR(S) Reeves, Hagedorn, and Phillips.

AN ACT

**CONCERNING THE BOARD OF REAL ESTATE APPRAISERS, AND, IN CONNECTION THEREWITH,
CONTINUING THE BOARD OF REAL ESTATE APPRAISERS.**

Be it enacted by the General Assembly of the State of Colorado:

SECTION 1. Repeal. 24-34-104 (31) (b) (IV), Colorado Revised Statutes, is repealed as follows:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (31) (b) The following agencies, functions, or both, shall terminate on July 1, 2002:

(IV) ~~The board of real estate appraisers, created by article 61 of title 12, C.R.S.~~

SECTION 2. 24-34-104, Colorado Revised Statutes, is amended BY THE ADDITION OF A NEW SUBSECTION to read:

24-34-104. General assembly review of regulatory agencies and functions for termination, continuation, or reestablishment. (43) THE FOLLOWING AGENCIES, FUNCTIONS, OR BOTH, SHALL TERMINATE ON JULY 1, 2013: THE BOARD OF REAL ESTATE APPRAISERS, CREATED BY ARTICLE 61 OF TITLE 12, C.R.S.

SECTION 3. 12-61-703 (6), Colorado Revised Statutes, is amended to read:

12-61-703. Board of real estate appraisers - creation - compensation - immunity - repeal of part. (6) This part 7 is repealed, effective July 1, 2002 2013. Prior to such repeal, the board of real estate appraisers shall be reviewed as provided in section 24-34-104, C.R.S.

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

SECTION 4. 12-61-710 (7), Colorado Revised Statutes, is amended to read:

12-61-710. Prohibited activities - grounds for disciplinary actions - procedures. (7) Complaints of record in the office of the board and the results of staff investigations ~~may, in the discretion of the board,~~ SHALL be closed to public inspection ~~except as provided by court order,~~ during the investigatory period and until dismissed or until notice of hearing and charges are served on a licensee, EXCEPT AS PROVIDED BY COURT ORDER. COMPLAINTS OF RECORD THAT ARE DISMISSED BY THE BOARD AND THE RESULTS OF INVESTIGATION OF SUCH COMPLAINTS SHALL BE CLOSED TO PUBLIC INSPECTION, EXCEPT AS PROVIDED BY COURT ORDER. THE BOARD'S RECORDS SHALL BE SUBJECT TO SECTIONS 24-72-203 AND 24-72-204, C.R.S., REGARDING PUBLIC RECORDS AND CONFIDENTIALITY.

SECTION 5. 12-61-706 (2), Colorado Revised Statutes, is amended to read:

12-61-706. Qualifications for registration, licensing, and certification of appraisers - continuing education. (2) The board shall, by rule, prescribe continuing education requirements for persons registered, licensed, or certified under this part 7 as needed to meet the requirements of the federal "Real Estate Appraisal Reform Amendments", Title XI of the federal "Financial Institutions Reform, Recovery, and Enforcement Act of 1989". The board shall not establish any continuing education requirements that are more stringent than the requirements of any applicable law; except that all persons registered, licensed, or certified under this part 7 shall be subject to continuing education requirements. If there is no applicable federal law, the board shall consider and may use as guidelines the most recent available criteria published by the appraiser qualifications board of the appraisal foundation or its successor organization. THE BOARD SHALL NOT GRANT CONTINUING EDUCATION CREDITS FOR ATTENDANCE AT THE BOARD'S MEETINGS.

SECTION 6. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: April 12, 2002