

## NOTICES OF RULEMAKING DOCKET OPENING

The Administrative Procedure Act (APA) requires the publication of Notices of Rulemaking Docket Opening when an agency opens a rulemaking docket to consider rulemaking. Under the APA effective January 1, 1995, agencies must submit a Notice of Rulemaking Docket Opening before beginning the formal rulemaking process.

### NOTICE OF RULEMAKING DOCKET OPENING BOARD OF APPRAISAL

*Editor's Note: The following Notice of Rulemaking Docket Opening was reviewed per Laws 2009, 3rd Special Session, Ch. 7, § 28. (See the text of § 28 at 15 A.A.R. 1942, November 20, 2009.) The Governor's Office authorized the notice to proceed through the rulemaking process on May 25, 2010.*

[R10-143]

- 1. Title and its heading:** 4, Professions and Occupations  
**Chapter and its heading:** 46, Board of Appraisal  
**Article and its heading:** 7, Appraisal Management General Provisions  
**Section numbers:** R4-46-701, R4-46-702, R4-46-703, R4-46-705, R4-46-706, R4-46-707, R4-46-708, R4-46-709, R4-46-710, R4-46-711, R4-46-712, R4-46-713, R4-46-714, R4-46-715, R4-46-716, R4-46-717 (Sections may be added, deleted, or modified as necessary.)
- 2. The subject matter of the proposed rule:**  
Laws 2010, Ch. 336 went into effect July 29th mandating the Board of Appraisal to regulate Appraisal Management Companies. The bill includes both registration and discipline. These rules further clarify the registration, requirements of owners, management, controlling persons, and employees. It details the inclusion and exclusion of who is to register as well as appraiser prohibitions, payment to appraisers, complaint procedures, conviction and judgment disclosure and conditions for reapplication.
- 3. A citation to all published notices relating to the proceeding:**  
None
- 4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

|            |   |
|------------|---|
| Name:      | Dan Pietropaulo<br>Executive Director, Arizona Board of Appraisal |
| Address:   | 1400 W. Washington St., Suite 360<br>Phoenix, AZ 85007            |
| Telephone: | (602) 542-1593  |
| Fax:       | (602) 542-1598  |
| E-mail:    | Daniel.pietropaulo@appraisal.state.az.us                          |
- 5. The time during which the agency will accept written comments and the time and place where Oral comments may be made:**  
Public comment will be held on September 22, 2010 after 1:00 p.m. at the next scheduled Rules Committee meeting in the pharmaceutical board hearing room. The room is located on the 3rd floor, 1700 W. Washington St., Phoenix, AZ 85007, west tower. There will be a period of Call to the Public during this meeting. Additional meetings may be scheduled as needed.
- 6. A timetable for agency decisions or other action on the proceeding, if known:**  
The goal of the Rules Committee is to bring this to a regularly scheduled board meeting sometime prior to calendar year end 2010.

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[R10-144]

- 1. Title and its heading:** 4, Professions and Occupations  
**Chapter and its heading:** 46, Board of Appraisal

Notices of Rulemaking Docket Opening

**Article and its heading:**

7, Appraisal Management General Provisions

**Section numbers:**

R4-46-704 (Sections may be added, deleted, or modified as necessary.)

**2. The subject matter of the proposed rule:**

Laws 2010, Ch. 336 went into effect July 29th mandating the Board of Appraisal to regulate Appraisal Management Companies. The bill includes both registration and discipline. This Section details the amount of the fees to be paid at registration for both initial and renewal applications, the deposit location of the money, payment to the state general fund, and the amount and instruction for implementation of a surety bond as required by Laws 2010, Ch. 336. This rulemaking docket opening is initiated in parallel with a docket for the remainder of the rules package for SB 1351 and is separate due to the critical nature and timing of the setting of fees.

**3. A citation to all published notices relating to the proceeding:**

None

**4. The name and address of agency personnel with whom persons may communicate regarding the rule:**

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Executive Director, Arizona Board of Appraisal

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Phoenix, AZ 85007

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