

House Engrossed

State of Arizona
House of Representatives
Forty-sixth Legislature
Second Regular Session
2004

CHAPTER 48

HOUSE BILL 2044

AN ACT

AMENDING SECTIONS 32-3604 AND 32-3652, ARIZONA REVISED STATUTES; RELATING TO
THE STATE BOARD OF APPRAISAL.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 32-3604, Arizona Revised Statutes, is amended to
3 read:

4 32-3604. State board of appraisal

5 A. A state board of appraisal is established and is composed of nine
6 members who are appointed by the governor pursuant to section 38-211.

7 B. The membership of the board consists of:

8 1. ~~Four members who are state certified or state licensed appraisers~~
9 ~~under the provisions of this chapter, one of whom is a state certified~~
10 ~~general appraiser, one of whom is a state certified residential appraiser,~~
11 ~~one of whom is a state licensed appraiser and one of whom is any state~~
12 ~~certified or state licensed appraiser. Membership in a professional~~
13 ~~appraisal organization or association is not a prerequisite to service on the~~
14 ~~board.~~

15 2. Three public members who are not related within the third degree
16 of consanguinity or affinity to any real estate appraiser.

17 3. A registered property tax agent.

18 4. One member, who is not a certified or licensed appraiser, who is
19 employed by a lending institution that purchases or makes use of either
20 commercial or residential appraisals and whose position of employment relates
21 to the use of appraisals by that institution.

22 C. Members shall serve for staggered terms of three years.

23 D. No person may serve as a member of the board for more than two
24 consecutive terms. Not more than two persons from the same professional
25 appraisal organization or association may serve on the board concurrently.
26 The governor may remove a member for cause.

27 E. The public members of the board shall not be engaged in the
28 practice of appraising or be the owner or employee of any proprietary
29 business involving appraisal education or testing of appraisers.

30 F. The board shall meet at least once each calendar quarter to conduct
31 business. Places of future meetings shall be decided by the vote of members
32 at meetings. By order of the chairman and if necessary to meet the
33 requirements of this chapter, the board may hold special meetings or
34 emergency meetings including meetings using conference telephone or other
35 similar communications equipment in such a manner that the voices of all
36 members participating in the meeting are simultaneously audible to all other
37 members participating in the meeting.

38 G. The board shall meet to elect a chairman annually from among its
39 members.

40 H. A majority of the members constitutes a quorum.

1 I. Each member of the board is eligible to receive compensation
2 ~~pursuant to section 38-611, subsection D for each meeting of the board at~~
3 ~~which the member is present and for each day or substantial part of the day~~
4 NOT TO EXCEED ONE HUNDRED FIFTY DOLLARS FOR EACH DAY OR SEVENTY-FIVE DOLLARS
5 FOR EACH PART OF A DAY CONSISTING OF LESS THAN FOUR HOURS actually spent in
6 the conduct of the business of the board, plus reimbursement for all
7 expenses, pursuant to title 38, chapter 4, article 2. ~~Members are not~~
8 ~~eligible to receive compensation pursuant to section 38-611, subsection D for~~
9 ~~meetings of the board in which the members use conference telephones or other~~
10 ~~similar communications equipment.~~

11 J. The auditor general shall conduct a performance audit or a special
12 audit of the board pursuant to section 41-1279.03 on or before December 31,
13 2004 and at least once every ten years thereafter. The auditor general shall
14 also conduct performance audits or special audits of the board when directed
15 to do so by the joint legislative audit committee.

16 Sec. 2. Section 32-3652, Arizona Revised Statutes, is amended to read:
17 32-3652. Registration; renewal; fees

18 A. An individual who wishes to act as a property tax agent shall apply
19 for registration by submitting to the board a completed application form
20 prescribed by the board with the initial registration fee. The applicant
21 shall also file with the board an affidavit stating whether the applicant has
22 been convicted of a felony or any misdemeanor involving dishonesty or moral
23 turpitude in this or any other state within the last ten years. The board
24 may review the affidavit and issue or deny the registration based on its
25 findings.

26 B. Registration is valid for ~~one year~~ TWO YEARS. An individual may
27 renew a registration by submitting to the board a renewal form prescribed by
28 the board with the renewal fee on or before the date the registration
29 expires.

30 C. An appraiser licensed or certified pursuant to this chapter may
31 register and renew registration as a property tax agent without paying the
32 fee prescribed by this section.

33 D. The board shall issue a certificate of registration to an
34 individual, if the individual complies with this section and the individual
35 is not prohibited from registering pursuant to section 32-3654.

36 E. A person shall not act as a property tax agent if the person is not
37 registered pursuant to this section.

38 F. The board shall collect from each individual a fee of:

39 1. ~~Fifty dollars~~ TWO HUNDRED DOLLARS for an initial registration.

40 2. ~~Twenty-five dollars~~ ONE HUNDRED DOLLARS for a renewal.

41 3. Five dollars for a duplicate registration certificate.

42 G. The board shall deposit, pursuant to sections 35-146 and 35-147,
43 monies collected pursuant to subsection F of this section in the board of
44 appraisal fund.

1 Sec. 3. Requirements for enactment; two-thirds vote
2 Pursuant to article IX, section 22, Constitution of Arizona, this act
3 is effective only on the affirmative vote of at least two-thirds of the
4 members of each house of the legislature and is effective immediately on the
5 signature of the governor or, if the governor vetoes this act, on the
6 subsequent affirmative vote of at least three-fourths of the members of each
7 house of the legislature.

APPROVED BY THE GOVERNOR APRIL 7, 2004.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 7, 2004.

FAILED
Passed the House February 25, 2004

by the following vote: 37 Ayes,

21 Nays, 2 Not Voting
article 13, section 22

Speaker of the House

Norman L. Foye
Chief Clerk of the House

~~Passed the Senate _____, 20__~~

~~by the following vote: _____ Ayes,~~

~~_____ Nays, _____ Not Voting~~

~~President of the Senate~~

~~Secretary of the Senate~~

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR**

This Bill was received by the Governor this

_____ day of _____, 20__

at _____ o'clock _____ M.

Secretary to the Governor

Approved this _____ day of

_____, 20__

at _____ o'clock _____ M.

Governor of Arizona

**EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE**

This Bill was received by the Secretary of State

this _____ day of _____, 20__

at _____ o'clock _____ M.

Secretary of State

H.B. 2044

ON RECONSIDERATION

Passed the House February 25, 2004,

Passed the Senate March 31, 2004
On Reconsideration

by the following vote: 40 Ayes,

by the following vote: 20 Ayes,

20 Nays, 0 Not Voting
Article IX, Section 22
Jake Flah
Speaker of the House
Norman L. Joyce
Chief Clerk of the House

9 Nays, 1 Not Voting
with Article IX, Section 22
Klu Bennett
President of the Senate
Charmine Bullington
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

1st day of April, 2004

at 1:40 o'clock P. M.

Jennifer Ybarra
Secretary to the Governor

Approved this 7 day of

April, 2004,

at 10²⁵ o'clock A. M.

J. R. ...
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 7 day of April, 2004

at 12:18 o'clock P. M.

Janice K. Brewer
Secretary of State

H.B. 2044