

NOTICE OF PUBLIC RULE HEARING AND BOARD MEETING

The Regulation and Licensing Department (Department) in consultation with the New Mexico Real Estate Appraiser Board (Board) will hold a rule hearing on Thursday, August 31, 2023 at 9:00 a.m. pursuant to Subsection A of Section 61-30-7, NMSA 1978, immediately followed by a Special meeting of the Board to discuss and consider adoption of the proposed rules listed below. The rule hearing and subsequent Board meeting will be held at the Regulation and Licensing Department, 5500 San Antonio Drive NE, Albuquerque, NM 87109.

The hearing and subsequent board meeting may also be accessed via Cisco Webex Meetings by using the following link:

<https://nmrld.webex.com/nmrld/j.php?MTID=m4f611ffbd19a65dfce93e52dc2bd2c98>
Meeting Number: 2496 715 9640; Meeting password: vmWUPXkM639
Join by Phone: 1+ (415) 655-0002

The purpose of the rule hearing is to receive public comments related to proposed amendments, repeal, and/or replacement of the following rules that address changes to:

- 16.62.1 NMAC - General Provisions**
- 16.62.2 NMAC – Application for Trainee**
- 16.62.3 NMAC – Application for Licensed Residential**
- 16.62.4 NMAC – Application for Residential Certificate**
- 16.62.5 NMAC – Application for General Certificate**
- 16.62.6 NMAC - Examinations**
- 16.62.7 NMAC – Issuance/Renewal of Apprentice Registration/Licenses/Certificates**
- 16.62.8 NMAC – Educational Programs/Continuing Education**
- 16.62.9 NMAC – Certificate of Good Standing**
- 16.62.10 NMAC – Temporary Practice**
- 16.62.11 NMAC – Application for Reciprocity**
- 16.62.12 NMAC – Fees**
- 16.62.13 NMAC – Disciplinary Proceedings**
- 16.62.15 NMAC – Retirement and Reinstatement**
- 16.62.16 NMAC – Advertising**
- 16.62.17 NMAC – Unlicensed Practice/Penalties**
- 16.65.2 NMAC – Registration Requirements**
- 16.65.3 NMAC - Application for Registration**
- 16.65.4 NMAC - Discipline**
- 16.65.5 NMAC - Fees**

On July 31, 2023 copies of the proposed rules may be obtained by going to the Boards and Commissions Division, Real Estate Appraiser Board website at: <https://www.rld.nm.gov/boards-and-commissions/individual-boards-and-commissions/real-estate-appraisers/statutes-rules-and-rule-hearings/> or by contacting the Board Administrator for the Board at (505) 222-9882.

The Department and the Board will begin accepting public comments on the proposed rules beginning July 31, 2023. Please submit written comments on the proposed changes to Sarah McGeath, Board Administrator, via electronic mail at: NM.REAB@rld.nm.gov, or by regular mail at 5500 San Antonio Drive NE, Albuquerque, NM 87109 no later than August 31, 2023 8 a.m.

Written comments received during the public comment period will be posted to the Board’s website page linked above. Any person in attendance will be given the opportunity to present their comments at the rule hearing.

An individual with a disability who is in need of a reader, amplifier, qualified sign language interpreter, or other form of auxiliary aid or service to attend or participate in the hearing or the special board meeting, please contact Sarah McGeath, Board Administrator (505) 222-9882 at least 7 days prior to the rule hearing and special board meeting. Public documents, including the proposed rules, meeting agenda and minutes, can be provided in various accessible formats.

Statutory Authority: Subsection A of Section 61-30-7, NMSA 1978

Purpose of Proposed Rules:

The above proposed rules by the Real Estate Appraisers' Board at 16.62.1 through 16.62.17 NMAC govern the application requirements and process for licensure and training, establish the continuing education requirements for licensees, and define an ethics rule for licensees, and establish the requirements for reinstatement of licensure for individual applicants and licensees.

The above proposed rules by the Real Estate Appraisers' Board at 16.65.1 through 16.65.5 NMAC govern the application requirements and process for registration for Real Estate Appraisal Management Companies.

Summary of Proposed Changes: The proposed amendments to the rules previously promulgated by the Real Estate Appraisers' Board at 16.62.1 through 16.62.17 NMAC would amend the experience and training requirements for board examination and licensure, amend the continuing education requirements for licensees, would add a criminal background check for applicants, amend the reinstatement requirements for licensees (16.62.7 NMAC only) and reciprocity requirements for applicants (16.62.11 NMAC only). The proposed amendments would also allow for online payment of fees by applicants and licensees. The proposed amendments also would amend the statement of statutory authority in each current rule.

The proposed amendments to the rules previously promulgated by the Real Estate Appraisers' Board at 16.65.1 through 16.65.5 NMAC would amend the application, registration, and fee requirements for Real Estate Appraisal Management Companies, and eliminate for such companies the costs of disciplinary proceedings.