

**Enrolled**  
**House Bill 2279**

Introduced and printed pursuant to House Rule 12.00. Pre-session filed (at the request of Governor Kate Brown for Department of Revenue)

CHAPTER .....

AN ACT

Relating to registration of appraisers; amending ORS 182.425, 195.326, 308.010 and 308.015; and prescribing an effective date.

**Be It Enacted by the People of the State of Oregon:**

**SECTION 1.** ORS 308.010 is amended to read:

308.010. (1) A registered appraiser is an individual [*who has successfully qualified and is employed pursuant to county civil service or state merit system requirements, or who is currently certified by the Oregon Department of Administrative Services*] **who is currently registered by the Department of Revenue** as having successfully passed an examination for Property Appraiser [*I or analogous merit system classification prepared by the Oregon Department of Administrative Services and conducted and graded by the Oregon Department of Administrative Services or the appropriate county civil service body*] **prepared, conducted and graded by the department.** The examination [*shall*] **must** be approved by a standing five-member committee of the Oregon State Association of County Assessors selected by the association for that purpose. [*In no event shall the qualifications for Property Appraiser I be less than those applicable to state appraisal personnel of similar classification. The Department of Revenue may revoke a registration of an appraiser for fraud or deceit in appraising or in the securing of a certificate or for incompetence.*] **The department shall set education and experience requirements to sit for the examination.**

[*(2) Any person who is a registered appraiser shall upon application be given a written certificate thereof by the particular civil service body that designated the necessary requirements or conducted the particular examination for the applicant.*]

[*(3) The Oregon Department of Administrative Services shall set education and experience requirements and formulate appropriate tests for the positions of Property Appraiser II and Property Appraiser III, which positions shall have the basic requirement of being a Property Appraiser I.*]

**(2) The department may revoke the registration of an appraiser for fraud or deceit in securing registration or appraising or for incompetence.**

[*(4)(a)*] **(3)(a)** Each person who is registered as an appraiser under this section, under rules adopted by the department [*of Revenue*], shall participate in a continuing education program that increases technical competency. The education programs shall include any of the following:

- (A) Basic mass appraisal and advanced mass appraisal.
- (B) Residential, rural, special assessment, commercial or light-industrial appraisal.
- (C) Property tax exemptions.
- (D) Personal property appraisal.
- (E) Ratio analysis.

(F) Computer applications.

(b) The department [of Revenue] shall determine the hourly value to be assigned to each education program and shall by rule fix the number of hours that each person must have completed prior to the date indicated under paragraph (c) of this subsection.

(c) Each person registered as an appraiser under this section shall submit evidence satisfactory to the department [of Revenue] that the person has completed continuing education requirements in accordance with rules adopted by the department [of Revenue] under this subsection. The evidence must be submitted on or before December 31 of the year in which the continuing education requirements were completed.

(d) If the person does not submit the evidence required under paragraph (c) of this subsection, the department [of Revenue] shall revoke the registration.

(e) The department [of Revenue] may adopt conditions under which continuing education requirements may be waived. However, continuing education requirements may not be waived by the department [of Revenue] for more than three consecutive years except for military service, retirement, disability or absence from the state or for other instances of individual hardship as determined by the department [of Revenue].

**SECTION 2.** ORS 308.015 is amended to read:

308.015. (1) Any person who lacks the education and experience requirements for becoming a registered [Property] appraiser [I] may become a registered [Property] appraiser [I] if the person:

[a] *First passes a general knowledge examination prepared by the Personnel Division, and conducted and graded by the division or the appropriate county civil service body which examination shall test the applicant's competence and aptitudes to become a registered appraiser;*

[b] (a) [Then] Fulfills the requirements of a training course set by the Department of Revenue, which training course shall not exceed two years in duration; and

[c] (b) After completion of the course, receives a passing grade on the written examination for Property Appraiser [I].

(2) Any person engaged in the training course referred to in subsection [(1)(b)] (1)(a) of this section shall be designated as an appraiser trainee. No person may be employed by any county **or the department** in the position of appraiser trainee for more than two years.

**SECTION 3.** ORS 182.425 is amended to read:

182.425. (1) Every state agency that provides housing for its officers or employees shall collect a rental for such housing based on the fair rental value as determined by [a qualified appraiser certified] **an appraiser registered** under ORS 308.010 or licensed or certified under ORS 674.310, subject to any reductions therefrom authorized under ORS 182.435. Rentals collected under this section shall be credited to the agency's account.

(2) No state agency shall provide furnishings as part of any housing provided by the agency.

(3) Determinations of fair rental value shall be reexamined periodically but not less frequently than once every five years and the rental shall be adjusted annually by the change in real estate values, for the affected community as determined by the state agency.

(4) Determination of the net rental of any employee-occupied state-owned housing unit under subsections (1), (2) and (3) of this section shall be considered a personnel action for purposes of ORS 240.086.

**SECTION 4.** ORS 195.326 is amended to read:

195.326. An appraiser certified under ORS 674.310 or [a person] registered under [ORS chapter 308] **ORS 308.010** may carry out the appraisals required by ORS 195.305 to 195.336 and sections 5 to 11, chapter 424, Oregon Laws 2007, sections 2 to 9 and 17, chapter 855, Oregon Laws 2009, and sections 2 to 7, chapter 8, Oregon Laws 2010. The Department of Land Conservation and Development is authorized to retain persons to review the appraisals.

**SECTION 5. This 2017 Act takes effect on the 91st day after the date on which the 2017 regular session of the Seventy-ninth Legislative Assembly adjourns sine die.**

**Passed by House March 7, 2017**

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Timothy G. Sekerak, Chief Clerk of House

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Tina Kotek, Speaker of House

**Passed by Senate May 3, 2017**

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Peter Courtney, President of Senate

**Received by Governor:**

.....M,....., 2017

**Approved:**

.....M,....., 2017

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Kate Brown, Governor

**Filed in Office of Secretary of State:**

.....M,....., 2017

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Dennis Richardson, Secretary of State