#### TITLE 876 INDIANA REAL ESTATE COMMISSION

#### Final Rule

LSA Document #23-295

#### **DIGEST**

Amends 876 IAC 3-1-3 to update the definition of "license". Amends 876 IAC 3-2-4 concerning expired licenses. Amends 876 IAC 3-2-5 concerning reinstatement of an expired license. Amends 876 IAC 3-3-2.5 to remove duplicative language. Adds 876 IAC 3-3-2.7 to incorporate criteria of classifications. Amends 876 IAC 3-3-3.1, 876 IAC 3-3-4.1, and 876 IAC 3-3-5.1 to update educational requirements. Amends 876 IAC 3-3-10 to update language that refers to the Uniform Standards of Professional Appraisal Practice (USPAP) Standards #2. Amends 876 IAC 3-3-11 and 876 IAC 3-3-12 to update appraisal report labels to include a new appraisal format that is being utilized by mortgage lenders: to clarify which appraisal activities may be counted as appraisal experience; to correct a cross-reference; and to clarify the scope of work that licensed trainees are prohibited from performing. Amends 876 IAC 3-3-13.1 to clarify that applicants may claim credit for the actual time spent on various appraisal activities up to the maximum values established by the board; to update the hour value of experience to simplify the charts and include specific assignment categories; and to allow the board to grant credit for appraisal work above the maximum hours set forth in the rule. Amends 876 IAC 3-3-15 to update examination application requirements. Amends <u>876 IAC 3-5-1</u> and <u>876 IAC 3-5-1.5</u> concerning continuing education requirements. Amends 876 IAC 3-5-7 to update instructor requirements for continuing education. Amends 876 IAC 3-6-2 and 876 IAC 3-6-3 to update to current USPAP standards. Amends 876 IAC 3-6-8 to remove duplicative language. Amends 876 IAC 3-6-9 concerning supervision of Indiana licensed trainee appraisers. Amends 876 IAC 3-6-10 concerning the licensed trainee appraisers and supervisors/trainee appraiser course. Makes technical corrections and eliminates outdated provisions. Repeals 876 IAC 3-1-2, 876 IAC 3-3-8, 876 IAC 3-5-2, and 876 IAC 3-6-6. Effective 30 days after filing with the publisher.

876 IAC 3-1-2; 876 IAC 3-1-3; 876 IAC 3-2-4; 876 IAC 3-2-5; 876 IAC 3-3-2.5; 876 IAC 3-3-2.7; 876 IAC 3-3-3-3.1; 876 IAC 3-3-4.1; 876 IAC 3-3-5.1; 876 IAC 3-3-8; 876 IAC 3-3-10; 876 IAC 3-3-11; 876 IAC 3-3-12; 876 IAC 3-3-13.1; 876 IAC 3-3-15; 876 IAC 3-5-1; 876 IAC 3-5-1.5; 876 IAC 3-5-2; 876 IAC 3-5-7; 876 IAC 3-6-2; 876 IAC 3-6-3; 876 IAC 3-6-6; 876 IAC 3-6-8; 876 IAC 3-6-9; 876 IAC 3-6-10

SECTION 1. 876 IAC 3-1-3 IS AMENDED TO READ AS FOLLOWS:

876 IAC 3-1-3 "License" defined

Authority: <u>IC 25-34.1-3-8</u> Affected: IC 25-34.1-1-2

Sec. 3. "License" refers to has the meaning set forth in <a href="LC 25-34.1-1-2">LC 25-34.1-1-2</a>(5), and includes any of the following:

- (1) Indiana licensed trainee appraiser.
- (2) Indiana licensed residential appraiser.
- (3) Indiana certified residential appraiser.
- (4) Indiana certified general appraiser.

(Indiana Real Estate Commission; <u>876 IAC 3-1-3</u>; filed Sep 24, 1992, 9:00 a.m.: 16 IR 736; filed Dec 8, 1993, 4:00 p.m.: 17 IR 770; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; readopted filed Jul 19, 2007, 1:16 p.m.: <u>20070808-IR-876070068RFA</u>; readopted filed Nov 25, 2013, 9:21 a.m.: <u>20131225-IR-876130283RFA</u>; readopted filed Nov 26, 2019, 3:50 p.m.: <u>20191225-IR-876190192RFA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 2. 876 IAC 3-2-4 IS AMENDED TO READ AS FOLLOWS:

876 IAC 3-2-4 Expiration of licenses

Authority: IC 25-34.1-3-8

Affected: IC 25-1-6-4; IC 25-34.1-3-10

Sec. 4. (a) Licenses issued under this article shall expire on a date established by the Indiana professional licensing agency under IC 25-1-6-4(j).

- (b) To renew a license, an individual must do the following:
- (1) Pay the fee required by section 7(b)(2) of this rule.
- (2) Complete an application for renewal on a form provided by the board.
- (3) Satisfactorily complete the continuing education required by 876 IAC 3-5.
- (4) Sign a statement under penalty of perjury that:
  - (A) the hours submitted are correct;
  - (B) the licensee attended and completed courses taken; and
  - (C) to the best of the licensee's knowledge, the courses completed meet the requirements of <u>876 IAC 3-5</u>.
- (c) When renewing a license, a licensee may apply for and receive an inactive license. Such an **This** individual is exempt from the continuing education requirements stated in subsection (b)(3) and 876 IAC 3-5. The holder of an inactive license may not appraise real estate.
  - (d) To reactivate an inactive license, a licensee must:
  - (1) complete an application for reactivation;
  - (2) have obtained the number of qualifying continuing education hours that would have been required by required under IC 25-34.1-3-10 and the provisions of 876 IAC 3-5-1; had the license been active for all years the licensee was in inactive status; and
  - (3) within the continuing education required by subdivision (2), have obtained seven (7) hours of Uniform Standards of Professional Appraisal Practice (USPAP) as required by 876 IAC 3-5-1.5 that covered the version of the Uniform Standards of Professional Appraiser Practice USPAP in effect at the time the application for reactivation is filed.

(Indiana Real Estate Commission; <u>876 IAC 3-2-4</u>; filed Sep 24, 1992, 9:00 a.m.: 16 IR 736; filed Jan 8, 1993, 4:00 p.m.: 17 IR 771; filed Apr 10, 1995, 10:00 a.m.: 18 IR 2113; filed Jun 14, 1995, 11:00 a.m.: 18 IR 2790; errata filed Jul 3, 1995, 12:00 p.m.: 18 IR 2796; filed Dec 24, 1997, 11:00 a.m.: 21 IR 1758; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; filed Dec 3, 2002, 3:00 p.m.: 26 IR 1106; readopted filed Jul 19, 2007, 1:16 p.m.: 20070808-IR-876070068RFA; filed May 5, 2008, 11:21 a.m.: 20080604-IR-876070338FRA; filed Feb 3, 2009, 10:12 a.m.: 20090304-IR-876080357FRA; readopted filed Nov 25, 2013, 9:21 a.m.: 20131225-IR-876130283RFA; readopted filed Nov 26, 2019, 3:50 p.m.: 20191225-IR-876190192RFA; filed Oct 11, 2023, 9:41 a.m.: 20231108-IR-876230295FRA)

SECTION 3. 876 IAC 3-2-5 IS AMENDED TO READ AS FOLLOWS:

#### 876 IAC 3-2-5 Reinstatement of expired license

Authority: <u>IC 25-1-8-2</u>; <u>IC 25-34.1-3-8</u> Affected: IC 25-1-8-6; IC 25-34.1

Sec. 5. To reinstate an expired license, a licensee must:

- (1) meet the requirements of IC 25-1-8-6;
- (2) have obtained the number of qualifying continuing education hours that would have been required by required under <a href="LC 25-1-8-6">LC 25-1-8-6</a> and the provisions of <a href="876 IAC 3-5-1">876 IAC 3-5-1</a>; had the license been active for all years the licensee was expired; and
- (3) within the continuing education required by subdivision (2), have obtained seven (7) hours of Uniform Standards of Professional Appraisal Practice (USPAP) as required by 876 IAC 3-5-1.5 that covered the version of the Uniform Standards of Professional Appraiser Practice USPAP in effect at the time the application for reinstatement is filed.

(Indiana Real Estate Commission; <u>876 IAC 3-2-5</u>; filed Sep 24, 1992, 9:00 a.m.: 16 IR 737; filed Dec 24, 1997, 11:00 a.m.: 21 IR 1758; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; filed Dec 3, 2002, 3:00 p.m.: 26 IR 1107; readopted filed Jul 19, 2007, 1:16 p.m.: <u>20070808-IR-876070068RFA</u>; filed Aug 28, 2013, 10:24 a.m.: <u>20130925-IR-876120610FRA</u>; readopted filed Nov 26, 2019, 3:50 p.m.: <u>20191225-IR-876190192RFA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 4. 876 IAC 3-3-2.5 IS AMENDED TO READ AS FOLLOWS:

#### 876 IAC 3-3-2.5 Criminal history background check requirement

Authority: IC 25-34.1-3-8; IC 25-34.1-8-10

Affected: IC 25-1-11-19; IC 25-34.1-8-10

Sec. 2.5. (a) This section establishes requirements for fingerprints and a national criminal history background check for each applicant for initial licensure or certification as a real estate appraiser in Indiana under <u>IC 25-34.1-8</u> and this article. It does not apply to applicants for licensure or certification who already hold some level of real estate appraiser licensure or certification in Indiana.

- (b) In addition to what is otherwise required by this article or other applicable law, with the application for licensure or certification, each applicant for initial licensure or certification as an appraiser in Indiana shall submit: (1) the applicant's fingerprints in the manner required for a national criminal history background check; and (2) payment of any fees or costs associated with the fingerprints and background check, specifically fees or costs assessed by the Indiana state police in processing the fingerprints and the Federal Bureau of Investigation in undertaking a national criminal history background check.
- (e) (b) The board shall use the results of the national criminal history background check to determine whether licensure or certification should be denied for any reason set forth in <a href="LC 25-34.1-8-10"><u>IC 25-34.1-8-10</u></a>(a)(1) or issued on probation as provided for in <a href="LC 25-1-11-19"><u>IC 25-1-11-19</u></a>.

(Indiana Real Estate Commission; <u>876 IAC 3-3-2.5</u>; filed Aug 16, 2010, 3:36 p.m.: <u>20100915-IR-876090677FRA</u>; readopted filed Nov 25, 2013, 9:21 a.m.: <u>20131225-IR-876130283RFA</u>; readopted filed Nov 26, 2019, 3:50 p.m.: <u>20191225-IR-876190192RFA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 5. 876 IAC 3-3-2.7 IS ADDED TO READ AS FOLLOWS:

876 IAC 3-3-2.7 Incorporation of criteria applicable to all appraiser classifications

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 25-34.1</u>

Sec. 2.7. (a) This section establishes criteria applicable to all licenses issued by the board.

(b) The board adopts and incorporates by reference the criteria applicable to all appraiser classifications established by the Real Property Appraiser Qualification Criteria, January 2022 edition.

(Indiana Real Estate Commission; 876 IAC 3-3-2.7; filed Oct 11, 2023, 9:41 a.m.: 20231108-IR-876230295FRA)

SECTION 6. 876 IAC 3-3-3.1 IS AMENDED TO READ AS FOLLOWS:

876 IAC 3-3-3.1 Educational requirements for Indiana licensed trainee appraiser

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 25-34.1</u>

- Sec. 3.1. (a) This section establishes the educational requirements for the Indiana trainee appraiser license.
- (b) The minimum prerequisite to sit for the Indiana trainee appraiser examination is seventy-five (75) elassroom hours of specific course content completion of the education criteria stated in subsection (g) (c) and completion of the supervisor/trainee appraiser course as outlined in 876 IAC 3-6-9.
- (c) A classroom hour is defined as fifty (50) minutes of classroom lecture out of each sixty (60) minute segment.
  - (d) Credit toward the classroom hour requirement may only be granted where the:
  - (1) length of the educational offering is at least fifteen (15) hours; and
  - (2) individual successfully completes a written, proctored examination pertinent to that educational offering.
  - (e) Credit for the classroom hour requirement must be from a course, including a distance learning course,

approved by the Appraisal Qualifications Board. Credit towards qualifying education requirements may be obtained through the completion of a degree program in real estate from an accredited degree-granting college or university provided that the curriculum has been approved by the Appraisal Qualifications Board.

- (f) Qualifying education must be completed within the five (5) year period prior to the date the application was filed:
- (g) (c) The minimum classroom hours shall be as follows: the required core curriculum for trainee appraisers, established by The Real Property Appraiser Qualification Criteria, January 2022 edition.

Basic appraisal principles	<del>30</del>
Basic appraisal procedures	<del>30</del>
The fifteen (15) hour National Uniform Standards of Professional Appraisal Practice course or its	<del>15</del>
<del>equivalent</del>	
<del>TOTAL</del>	<del>75</del>

- (h) For a course to meet the fifteen (15) hours of Uniform Standards of Professional Appraisal Practice requirement under subsection (g), the instructor must be:
  - (1) an Appraiser Qualification Board certified Uniform Standards of Professional Appraisal Practice instructor; and
- (2) a state certified residential or certified general real estate appraiser.

However, if the course is taught by two (2) or more instructors, only one (1) is required to have been a state certified residential or certified general real estate appraiser.

(Indiana Real Estate Commission; <u>876 IAC 3-3-3.1</u>; filed Dec 8, 1993, 4:00 p.m.: 17 IR 773; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; readopted filed Jul 19, 2007, 1:16 p.m.: <u>20070808-IR-876070068RFA</u>; filed Aug 15, 2007, 10:01 a.m.: <u>20070912-IR-876060095FRA</u>, eff Jan 1, 2008; filed Aug 28, 2013, 10:24 a.m.: <u>20130925-IR-876120610FRA</u>; filed Dec 29, 2014, 1:39 p.m.: <u>20150128-IR-876140304FRA</u>, eff Jan 1, 2015 [IC 4-22-36] suspends the effectiveness of a rule document for 30 days after filing with the Publisher. LSA Document #14-304 was filed Dec 29, 2014.]; filed Sep 21, 2018, 3:27 p.m.: <u>20181017-IR-876180065FRA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 7. 876 IAC 3-3-4.1 IS AMENDED TO READ AS FOLLOWS:

#### 876 IAC 3-3-4.1 Educational requirements for Indiana certified residential appraiser

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 25-34.1</u>

- Sec. 4.1. (a) This section establishes the educational requirements for an Indiana certified residential appraiser.
- (b) The minimum prerequisite to sit for the Indiana certified residential appraiser examination is two hundred (200) classroom hours of specific course content stated in subsection (h) and meeting the requirements in subsection (g). However, where applicable, the number of classroom hours may be satisfied as specified in subsection (k) or (l). completion of the education criteria, or alternative criteria, and the minimum qualifying education classroom hours of qualifying education for a certified residential real property appraiser established by the Real Property Appraiser Qualification Criteria, January 2022 edition.
- (c) A classroom hour is defined as fifty (50) minutes of classroom lecture out of each sixty (60) minute segment.
  - (d) Credit toward the classroom hour requirement may only be granted where the:
  - (1) length of the educational offering is at least fifteen (15) hours: and
  - (2) individual successfully completes a written, proctored examination pertinent to that educational offering.
  - (e) Credit for the classroom hour requirement must be from a course, including a distance learning course,

approved by the Appraisal Qualifications Board. Credit towards qualifying education requirements may be obtained through the completion of a degree program in real estate from an accredited degree-granting college or university provided that the curriculum has been approved by the Appraisal Qualifications Board.

- (f) Qualifying education credit will be accepted regardless of when the courses were taken as long as they were taken before the application was filed.
- (g) Applicants for licensure as a certified residential appraiser must hold a bachelor's degree or higher from an accredited college or university.
  - (h) The minimum qualifying education classroom hours shall be as follows:

Basic appraisal principles	<del>30</del>
Basic appraisal procedures	<del>30</del>
The fifteen (15) hour National Uniform Standards of Professional Appraisal Practice course or its equivalent	<del>15</del>
Residential market analysis and highest and best use	<del>15</del>
Residential appraiser site valuation and cost approach	<del>15</del>
Residential sales comparison and income approaches	<del>30</del>
Residential report writing and case studies	<del>15</del>
Statistics, modeling, and finance	<del>15</del>
Advanced residential applications and case studies	<del>15</del>
Appraisal subject matter electives	<del>20</del>
TOTAL	<del>200</del>

- (i) For a course to meet the fifteen (15) hours of Uniform Standards of Professional Appraisal Practice requirement under subsection (h) after December 31, 2003, the instructor must be:
  - (1) an Appraiser Qualification Board certified Uniform Standards of Professional Appraisal Practice instructor; and
  - (2) a state certified residential or certified general real estate appraiser.

However, if the course is taught by two (2) or more instructors, only one (1) is required to have been a state certified residential or certified general real estate appraiser.

- (j) Netwithstanding subsection (i), (c) The fifteen (15) hours of Uniform Standards of Professional Appraisal Practice course will meet the requirements under subsection (h) (b) if the course was taken prior to January 1, 2004.
- (k) The minimum qualifying education classroom hours for individuals holding a valid licensed trainee appraiser license shall be as follows:

Residential market analysis and highest and best use	<del>15</del>
Residential appraiser site valuation and cost approach	<del>15</del>
Residential sales comparison and income approaches	<del>30</del>
Residential report writing and case studies	<del>15</del>
Statistics, modeling, and finance	<del>15</del>
Advanced residential applications and case studies	<del>15</del>
Appraisal subject matter electives	<del>20</del>
<del>TOTAL</del>	125

(I) The minimum qualifying education classroom hours for individuals holding a valid licensed residential appraiser license shall be as follows:

Statistics, modeling, and finance	<del>15</del>
Advanced residential applications and case studies	<del>15</del>
Appraisal subject matter electives	<del>20</del>
<del>TOTAL</del>	<del>50</del>

(Indiana Real Estate Commission; <u>876 IAC 3-3-4.1</u>; filed Aug 15, 2007, 10:01 a.m.: <u>20070912-IR-876060095FRA</u>, eff Jan 1, 2008; filed Aug 28, 2013, 10:24 a.m.: <u>20130925-IR-876120610FRA</u>; filed Dec 29, 2014, 1:39 p.m.: <u>20150128-IR-876140304FRA</u>, eff Jan 1, 2015 [IC 4-22-2-36] suspends the effectiveness of a rule document for 30 days after filing with the Publisher. LSA Document #14-304 was filed Dec 29, 2014.]; filed Sep 21, 2018, 3:27 p.m.: <u>20181017-IR-876180065FRA</u>; errata filed Nov 21, 2018, 9:03 a.m.: <u>20181212-IR-876180517ACA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 8. 876 IAC 3-3-5.1 IS AMENDED TO READ AS FOLLOWS:

### 876 IAC 3-3-5.1 Educational requirements for Indiana certified general appraiser

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 25-34.1</u>

Sec. 5.1. (a) This section establishes the educational requirements for an Indiana certified general appraiser.

- (b) The prerequisite to sit for the Indiana certified general appraiser examination is three hundred (300) classroom hours with specific course content stated in subsection (h) and meeting the requirements in subsection (g). However, where applicable, the number of classroom hours may be satisfied as specified in subsection (k), (l), or (m). completion of the education criteria, or alternative criteria, and the minimum qualifying education classroom hours of qualifying education for a certified general real property appraiser established by the Real Property Appraiser Qualification Criteria, January 2022 edition.
- (c) A classroom hour is defined as fifty (50) minutes of classroom lecture out of each sixty (60) minute segment.
  - (d) Credit toward the classroom hour requirement may only be granted where the:
  - (1) length of the educational offering is at least fifteen (15) hours; and
  - (2) individual successfully completes a written, proctored examination pertinent to that educational offering.
- (e) Credit for the classroom hour requirement must be from a course, including a distance learning course, approved by the Appraisal Qualifications Board. Credit towards qualifying education requirements may be obtained through the completion of a degree program in real estate from an accredited degree-granting college or university provided that the curriculum has been approved by the Appraisal Qualifications Board.
- (f) Qualifying education credit will be accepted regardless of when the courses were taken as long as they were taken before the application was filed.
- (g) Applicants for licensure as a certified general appraiser must hold a bachelor's degree or higher from an accredited college or university.
  - (h) The minimum qualifying education classroom hours shall be as follows:

Basic appraisal principles	<del>30</del>
Basic appraisal procedures	<del>30</del>
The fifteen (15) hour National Uniform Standards of Professional Appraisal Practice course or its equivalent	<del>15</del>
General appraiser market analysis and highest and best use	<del>30</del>
Statistics, modeling, and finance	<del>15</del>
General appraiser sales comparison approach	<del>30</del>
General appraiser site valuation and cost approach	<del>30</del>
General appraiser income approach	<del>60</del>
General appraiser report writing and case studies	<del>30</del>
Appraisal subject matter electives	<del>30</del>
TOTAL	<del>300</del>

- (i) For a course to meet the fifteen (15) hours Uniform Standards of Professional Appraisal Practice requirement under subsection (h) after December 31, 2003, the instructor must be:
  - (1) an Appraiser Qualification Board certified Uniform Standards of Professional Appraisal Practice instructor; and
  - (2) a state certified residential or certified general real estate appraiser.

However, if the course is taught by two (2) or more instructors, only one (1) is required to have been a state certified residential or certified general real estate appraiser.

(j) Netwithstanding subsection (i), (c) The fifteen (15) hours of Uniform Standards of Professional Appraisal Practice course will meet the requirements under subsection (h) (b) if the course was taken before January 1, 2004.

(k) The minimum qualifying education classroom hours for individuals holding a valid licensed trainee appraiser license shall be as follows:

General appraiser market analysis and highest and best use	<del>30</del>
Statistics, modeling, and finance	<del>15</del>
General appraiser sales comparison approach	<del>30</del>
General appraiser site valuation and cost approach	<del>30</del>
General appraiser income approach	<del>60</del>
General appraiser report writing and case studies	<del>30</del>
Appraisal subject matter electives	<del>30</del>
TOTAL	<del>225</del>

(I) The minimum qualifying education classroom hours for individuals holding a valid licensed residential appraiser license shall be as follows:

General appraiser market analysis and highest and best use	<del>15</del>
Statistics, modeling, and finance	<del>15</del>
General appraiser sales comparison approach	<del>15</del>
General appraiser site valuation and cost approach	<del>15</del>
General appraiser income approach	<del>45</del>
General appraiser report writing and case studies	<del>15</del>
Appraisal subject matter electives	<del>30</del>
<del>TOTAL</del>	<del>150</del>

(m) The minimum qualifying education classroom hours for individuals holding a valid certified residential appraiser license shall be as follows:

General appraiser market analysis and highest and best use	<del>15</del>
General appraiser sales comparison approach	<del>15</del>
General appraiser site valuation and cost approach	<del>15</del>
General appraiser income approach	<del>45</del>
General appraiser report writing and case studies	<del>30</del>
Appraisal subject matter electives	<del>10</del>
TOTAL	<del>130</del>

(Indiana Real Estate Commission; <u>876 IAC 3-3-5.1</u>; filed Aug 15, 2007, 10:01 a.m.: <u>20070912-IR-876060095FRA</u>, eff Jan 1, 2008; filed Aug 28, 2013, 10:24 a.m.: <u>20130925-IR-876120610FRA</u>; filed Dec 29, 2014, 1:39 p.m.: <u>20150128-IR-876140304FRA</u>, eff Jan 1, 2015 [IC 4-22-2-36] suspends the effectiveness of a rule document for 30 days after filing with the Publisher. LSA Document #14-304 was filed Dec 29, 2014.]; filed Sep 21, 2018, 3:27 p.m.: <u>20181017-IR-876180065FRA</u>; errata filed Nov 21, 2018, 9:03 a.m.: <u>20181212-IR-876180517ACA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 9. 876 IAC 3-3-10 IS AMENDED TO READ AS FOLLOWS:

#### 876 IAC 3-3-10 Credit for appraisal performance

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 25-34.1</u>

Sec. 10. (a) The quantitative experience requirements must be satisfied by time spent on the appraisal process. The appraisal process consists of the following:

- (1) Analyzing factors that affect value.
- (2) Defining the problem.
- (3) Gathering and analyzing data.
- (4) Applying the appropriate analysis and methodology.
- (5) Arriving at an opinion in compliance with Uniform Standards of Professional Appraisal Practice. shall be consistent with the generic experience criteria, established by the Real Property Appraiser Qualification Criteria, January 2022 edition.
- (b) An applicant may be given full credit for performance of at least seventy-five percent (75%) of the work associated with an appraisal, including preparation of the appraisal report. Full credit may be claimed for that appraisal, even if the work was reviewed by a supervising appraiser who signed the appraisal report, notwithstanding subsection (c). No credit may be given to an applicant performing less than seventy-five percent (75%) of the work on an appraisal. No credit may be given to an applicant for an appraisal unless the applicant either signed the report or was given credit for seventy-five percent (75%) of the work within the certification pages of the appraisal report.
- (c) An applicant may be given credit for twenty-five percent (25%) of the hours allotted for the type of property appraised if the applicant reviewed an appraisal prepared by a trainee under the applicant's supervision, and the applicant signed the report as the supervisor.
- (d) An applicant may be given credit for fifty percent (50%) of the hours allotted for the type of property appraised if the applicant prepared a **Uniform Standards of Professional Appraisal Practice** (USPAP) Standard 3 review report of an appraisal prepared by another person and prepared a separate written review appraisal report.
- (e) An applicant may be given credit for an additional fifty percent (50%) of the hours allotted for the type of property appraised if the applicant performed an appraisal for condemnation purposes where there was a partial taking of the property and documented before and after value of the property was completed.
- (f) An applicant may be given credit for fifty percent (50%) of the total experience requirement for practicum courses that are approved by the AQB Course Approval Program or board. A practicum course must include the generally applicable methods of appraisal practice for the credential category. Content includes, but is not limited to, the following:
  - (1) Requiring the student to produce credible appraisals that utilize an actual subject property.
  - (2) Performing market research containing actual sales analysis.
  - (3) Applying and reporting the applicable appraisal approaches in conformity with the Uniform Standards of Professional Appraisal Practice. USPAP.

Assignments must require problem solving skills for a variety of property types for the credential category. Experience credit shall be granted for the actual classroom hours of instruction and hours of documented research and analysis as awarded from the practicum course approval process.

- (g) Any An appraisal for which experience is claimed under this rule must:
- (1) be either:
  - (A) a self-contained an appraisal report; or
  - (B) a summary appraisal report; or
  - (C) (B) a restricted report; and
- (2) comply with the Scope of Work Rule of the Uniform Standards of Professional Appraisal Practice USPAP (as adopted in 876 IAC 3-6-2).
- (h) The total credit given for appraisal work consisting of restricted appraisal reports shall not exceed five hundred (500) hours.

(Indiana Real Estate Commission; 876 IAC 3-3-10; filed Sep 24, 1992, 9:00 a.m.: 16 IR 741; filed Apr 10, 1995,

10:00 a.m.: 18 IR 2115; filed Apr 12, 2001, 12:30 p.m.: 24 IR 2698; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; readopted filed Jul 19, 2007, 1:16 p.m.: 20070808-IR-876070068RFA; filed Aug 15, 2007, 10:01 a.m.: 20070912-IR-876060095FRA; readopted filed Nov 25, 2013, 9:21 a.m.: 20131225-IR-876130283RFA; filed Sep 21, 2018, 3:27 p.m.: 20181017-IR-876180065FRA; errata filed Nov 21, 2018, 9:03 a.m.: 20181212-IR-876180517ACA; filed Oct 11, 2023, 9:41 a.m.: 20231108-IR-876230295FRA)

SECTION 10. 876 IAC 3-3-11 IS AMENDED TO READ AS FOLLOWS:

## 876 IAC 3-3-11 Property defined under residential category

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 25-34.1</u>

Sec. 11. (a) Types of property under the residential category are defined as follows:

- (1) Single family.
- (2) Multiple family, not more than four (4) units.
- (3) One (1) to four (4) vacant residential lots (more than four (4) lots is addressed by section 12 of this rule).
- (4) Rural residential parcels up to one hundred (100) acres with or without a residence.
- (5) Other activities described in section  $\frac{12(d)(4)}{12(c)(4)}$  through  $\frac{12(d)(8)}{12(c)(8)}$  of this rule.
- (b) An applicant performing an appraisal must describe, with supporting documentation, the properties appraised in sufficient detail to enable the board to determine the proper amount of credit that may be awarded.
  - (c) (b) No credit may be given for the following:
  - (1) Market value estimates performed by real estate licensees in connection with the listing or sale, or both, of real property.
  - (2) Business appraisals.
  - (3) Feasibility or market analysis, except to the extent that the market value of a proposed real estate project is being estimated.
  - (d) (c) Acceptable appraisal experience includes, but is not limited to, the following:
  - (1) Fee appraisal.
  - (2) Staff appraisal Appraisals where the appraiser has not made an inspection of the subject real estate.
  - (3) Review appraisal, with or without an inspection of the subject real estate, of the work under review.
  - (4) Ad valorem tax appraisal.
  - (5) Appraisal analysis.
  - (6) Real estate counseling.
  - (7) Highest and best use analysis.
  - (8) Feasibility analysis or study.
- (e) (d) Not more than five hundred (500) hours of credit will be accepted in any single category in subsection  $\frac{(d)(4)}{(c)(2)}$  through  $\frac{(d)(8)}{(c)(8)}$ .
- (f) (e) Not more than seven hundred fifty (750) cumulative hours of credit will be accepted for the total amount of experience under subsection (d)(4) (c)(4) through (d)(8).

#### (f) Indiana licensed trainees are not permitted to do review appraisal assignments.

(Indiana Real Estate Commission; <u>876 IAC 3-3-11</u>; filed Sep 24, 1992, 9:00 a.m.: 16 IR 742; filed Dec 8, 1993, 4:00 p.m.: 17 IR 776; filed Apr 10, 1995, 10:00 a.m.: 18 IR 2116; filed Dec 24, 1997, 11:00 a.m.: 21 IR 1762, eff Jan 1, 1998 [IC 4-22-2-36] suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #97-65 was filed Dec 24, 1997.]; filed Apr 12, 2001, 12:30 p.m.: 24 IR 2699; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; readopted filed Jul 19, 2007, 1:16 p.m.: 20070808-IR-876070068RFA; filed Aug 15, 2007, 10:01 a.m.: 20070912-IR-876060095FRA, eff Jan 1, 2008; readopted filed Nov 25, 2013, 9:21 a.m.: 20131225-IR-876130283RFA; filed Sep 21, 2018, 3:27 p.m.: 20181017-IR-876180065FRA; errata filed Nov 21, 2018, 9:03 a.m.: 20181212-IR-876180517ACA; filed Oct 11, 2023, 9:41 a.m.: 20231108-IR-876230295FRA)

#### SECTION 11. 876 IAC 3-3-12 IS AMENDED TO READ AS FOLLOWS:

#### 876 IAC 3-3-12 Property defined under general (nonresidential) category

Authority: <u>IC 25-34.1-3-8</u> Affected: IC 25-34.1

Sec. 12. (a) Types of property under the general (nonresidential) category are as follows:

- (1) Land, including the following:
  - (A) Operating farms agricultural tracts.
  - (B) Undeveloped tracts.
  - (C) Residential multiple family sites.
  - (D) Commercial sites.
  - (E) Industrial sites.
  - (F) Land in transition.
  - (G) Similar projects.
- (2) Residential multiple family (five (5) or more units), including the following:
  - (A) Apartments.
  - (B) Condominiums.
  - (C) Townhouses.
  - (D) Mobile home parks.
- (3) Commercial, including the following:
  - (A) Office building.
  - (B) Retail store.
  - (C) Restaurant.
  - (D) Service station.
  - (E) Bank.
  - (F) Daycare center.
  - (G) Similar projects.
- (4) Industrial, including the following:
  - (A) Warehouse.
  - (B) Manufacturing plant.
  - (C) Similar projects.
- (5) Special purpose, including the following:
  - (A) Rest home.
  - (B) Nursing home.
  - (C) Hospital.
  - (D) School.
  - (E) Church.
  - (F) Government building.
  - (G) Other special purpose properties, including intensive agricultural and business uses.
- (6) Other activities described in subsection (d)(4) (c)(4) through (d)(8). (c)(8).
- (b) An applicant performing an appraisal must describe, with supporting documentation, the properties appraised in sufficient detail to enable the board to determine the proper amount of credit that may be awarded.
  - (e) (b) No credit may be given for the following:
  - (1) Market value estimates performed by real estate licensees in connection with the listing or sale, or both, of real property.
  - (2) Business appraisals.
  - (3) Personal property appraisals.
  - (4) Feasibility or market analysis, except to the extent that the market value of a proposed real estate project is being estimated.
  - (c) Acceptable appraisal experience includes, but is not limited to, the following:
  - (1) Fee appraisal.
  - (2) Staff appraisal Appraisals where the appraiser has not made an inspection of the subject real estate.
  - (3) Review appraisal, with or without an inspection of the subject real estate, of the work under review.

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(4) Ad valorem tax appraisal.

- (5) Appraisal analysis.
- (6) Real estate counseling.
- (7) Highest and best use analysis.
- (8) Feasibility analysis or study.
- (e) (d) Not more than five hundred (500) hours of credit will be accepted in any single category in subsection  $\frac{(d)(4)}{(c)(2)}$  through  $\frac{(d)(8)}{(c)(8)}$ .
- (f) (e) Not more than one thousand (1,000) cumulative hours of credit will be accepted for the total amount of experience under subsection (d)(4) (c)(4) through (d)(8). (c)(8).

### (f) Indiana licensed trainees are not permitted to do review appraisal assignments.

(Indiana Real Estate Commission; <u>876 IAC 3-3-12</u>; filed Sep 24, 1992, 9:00 a.m.: 16 IR 742; filed Dec 8, 1993, 4:00 p.m.: 17 IR 776; filed Apr 10, 1995, 10:00 a.m.: 18 IR 2116; filed Dec 24, 1997, 11:00 a.m.: 21 IR 1762; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; readopted filed Jul 19, 2007, 1:16 p.m.: <u>20070808-IR-876070068RFA</u>; filed Aug 15, 2007, 10:01 a.m.: <u>20070912-IR-876060095FRA</u>, eff Jan 1, 2008; readopted filed Nov 25, 2013, 9:21 a.m.: <u>20131225-IR-876130283RFA</u>; filed Sep 21, 2018, 3:27 p.m.: <u>20181017-IR-876180065FRA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 12. 876 IAC 3-3-13.1 IS AMENDED TO READ AS FOLLOWS:

#### 876 IAC 3-3-13.1 Hour value of appraisal work established

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 25-34.1</u>

Sec. 13.1. (a) This section establishes the maximum value of residential appraisal work that may qualify for experience credit. An applicant may receive credit for actual time spent on an appraisal up to the maximum hour value allowed for the type of appraisal performed. The following table states the maximum values:

Hour Value for Experience Credit for Real Estate Appraisers								
Residential - One to Four Units Appraisals								Standard 3 riews
Name	Form #	Scope of work	# of Approaches Used	Report Type	Appraiser	Supervisory	Review with Inspection	Review without Inspection
Residential Single Family	1004	Interior & Exterior Inspection		Form or Narrative Report	9	3	5	4
Residential Single Family	<del>2055</del>	Exterior Only Inspection		Form or Narrative Report	8	3	5	4
Individual Condominium Unit	<del>1073</del>	Interior & Exterior Inspection		Form or Narrative Report	9	3	5	4
Individual Condominium Unit	<del>1075</del>	Exterior Only Inspection		Form or Narrative Report	8	3	5	4
Small Residential Income Property	<del>1025</del>	Interior & Exterior Inspection		Form or Narrative Report	9	3	5	4
Manufactured Home	<del>1004C</del>	Interior & Exterior Inspection		Form or Narrative Report	7	3	5	4
Employee Relocation Form	ERC	Interior & Exterior Inspection		Form or Narrative Report	14	5	5	4
Residential	no	Exterior		Narrative	8	3	<del>5</del>	4

indiana Register					-			
<del>Land - Lot</del> <del>Appraisal</del>	form	Only Inspection		<del>only (no</del> <del>form)</del>				
Residential - Right of Way Appraisals								Standard 3
Name	Form #	Scope of work	#-of Approaches Used	Report Type	Appraiser	Supervisory	Review with Inspection	Review without Inspection
Residential Vacant Land		Exterior Only Inspection	4	<del>Long</del> <del>Form</del>	<del>40</del>	<del>20</del>	<del>21</del>	<del>20</del>
Residential Vacant Land		Exterior Only Inspection	4	Short Form	<del>20</del>	Short Form	<del>20</del>	Short Form
Residential Vacant Land		Exterior Only Inspection	4	<del>Value</del> <del>Findings</del>	<del>16</del>	8	9	8
Residential Vacant Land		Exterior Only Inspection	4	Waiver Valuation	8	4	5	4
Improved Single Family		Interior & Exterior Inspection	4	<del>Long</del> <del>Form</del>	40	<del>20</del>	<del>21</del>	<del>20</del>
Improved Single Family		Interior & Exterior Inspection	2	<del>Long</del> <del>Form</del>	<del>50</del>	<del>25</del>	<del>26</del>	<del>25</del>
Improved Single Family		Interior & Exterior Inspection	3	<del>Long</del> <del>Form</del>	<del>60</del>	<del>30</del>	<del>31</del>	<del>30</del>
Improved Single Family		Interior & Exterior Inspection	4	Short Form	<del>30</del>	<del>15</del>	<del>16</del>	<del>15</del>
Improved Single Family		Interior & Exterior Inspection	2	Short Form	40	<del>20</del>	<del>21</del>	<del>20</del>
Improved Single Family		Interior & Exterior Inspection	3	Short Form	<del>50</del>	<del>25</del>	<del>26</del>	<del>25</del>
Improved Single Family		Exterior Only Inspection	4	<del>Value</del> <del>Findings</del>	<del>16</del>	8	9	8
Improved Single Family		Exterior Only Inspection	1	Waiver Valuation	8	4	5	4
Improved Two to Four Family		Interior & Exterior Inspection	4	<del>Long</del> <del>Form</del>	<del>50</del>	<del>25</del>	<del>26</del>	<del>25</del>
Improved Two to Four Family		Interior & Exterior Inspection	2	<del>Long</del> <del>Form</del>	<del>60</del>	<del>30</del>	<del>31</del>	<del>30</del>
Improved Two to Four Family		Interior & Exterior Inspection	3	<del>Long</del> <del>Form</del>	<del>70</del>	<del>35</del>	<del>36</del>	<del>35</del>
Improved Two to Four Family		Interior & Exterior Inspection	4	Short Form	40	<del>20</del>	<del>21</del>	<del>20</del>
Improved Two to Four Family		Interior & Exterior Inspection	2	Short Form	<del>50</del>	<del>25</del>	<del>26</del>	<del>25</del>
Improved Two to Four Family		Interior & Exterior Inspection	3	Short Form	<del>60</del>	<del>30</del>	<del>31</del>	<del>30</del>
Improved Two to Four Family		Exterior Only	4	<del>Value</del> <del>Findings</del>	<del>16</del>	8	9	8

	Inspection						
Improved Two to Four Family	Exterior Only Inspection	4	Waiver Valuation	8	4	5	4

Residential Category	Appraiser	Supervisor	Reviewer
Single unit residential	6.0	2.0	3.0
Single unit condominiums	6.0	2.0	3.0
2-4 unit residences	8.0	2.0	3.0
Manufactured homes	6.0	2.0	1.0
Vacant residential land less than 5 acres	6.0	1.0	1.0
Residential Adjustments:			
Subtract if no inspection of the subject was made	-4.0	-1.0	-1.0
Subtract if only exterior inspection of the subject was made	-2.0	-0.5	05
Subtract if a restricted report	-1.0	0.0	0.0
Add for Eminent Domain Appraisal – Long Form	+6.0	+1.0	+1.0
Add for Eminent Domain Appraisal – Short Form	+2.0	+1.0	+1.0
Add for Eminent Domain Appraisal – Restricted Report	+1.0	+1.0	+1.0
Add for cost approach with land comparable sales	+1.0	+0.5	+0.5
Add for income approach with rentable comparables	+1.0	+0.5	+0.5
Exceptions to the above maximum allowances can be given by estate appraiser licensure and certification board (REAB).	submission a	nd approval of	the real

Farm and Agricultural Category	Appraiser	Supervisor	Reviewer
Subject site includes 5-10 acres	7.0	1.0	1.0
Subject site includes 11-20 acres	8.0	1.0	1.0
Subject site includes 21-100 acres	10.0	2.0	2.0
Subject site includes 101+ acres	15.0	3.0	3.0
Farm and Agricultural Adjustments:			
Add when subject includes a residence and buildings	2.0	1.0	1.0
Add when subject includes intensive livestock operation	8.0	3.0	3.0
Subtract if no inspection of the subject was made	-4.0	-1.0	-1.0
Subtract if only exterior inspection of the subject was made	-2.0	-0.5	05
Subtract if a restricted report	-1.0	0.0	0.0
Add for Eminent Domain Appraisal – Long Form	6.0	+1.0	+1.0
Add for Eminent Domain Appraisal – Short Form	+4.0	+1.0	+1.0
Add for Eminent Domain Appraisal – Restricted Report	+1.0	+1.0	+1.0
Add for boarding stables	+3.0	+2.0	+1.0
Add for other special agricultural operations	+3.0	+2.0	+2.0
Add for cost approach with land comparable sales	+1.0	+0.5	+0.5
Add for income approach with rentable comparables	+1.0	+0.5	+0.5
Exceptions to the above maximum allowances can be given by submission and approval of the REAB.			

Multi-Family Category	Appraiser	Supervisor	Reviewer
Subject includes 5-10 units	12.0	2.0	2.0
Subject includes 11-20 units	15.0	2.0	2.0
Subject includes 21-50 units	20.0	3.0	3.0
Subject includes 51-100 units	25.0	5.0	5.0
Subject includes 101+ units	30.0	7.0	7.0
Multi-Family Adjustments:			
Subtract if no inspection of the subject was made	-3.0	-1.0	-1.0
Subtract if only exterior inspection of the subject was made	-2.0	-0.5	05
Subtract if a restricted report	-1.0	0.0	0.0
Add for Eminent Domain Appraisal – Long Form	+8.0	+1.0	+1.0

Add for Eminent Domain Appraisal – Short Form	+4.0	+1.0	+1.0
Add for Eminent Domain Appraisal – Restricted Report	+2.0	+1.0	+1.0
Add for retail or office included with the subject	+10.0	+2.0	+2.0
Add for ground rent analysis	+2.0	+10	+1.0
Add for cost approach with land comparable sales	+2.0	+1.0	+0.5
Add for Income approach with rentable and expense comparables	+3.0	+1.0	+1.0
Exceptions to the above maximum allowances can be given by	y submission ar	nd approval of	the REAB.

Commercial - Industrial Category	Appraiser	Supervisor	Reviewer
Commercial – Industrial site with 0-5 acres	8.0	3.0	3.0
Single tenant subject includes 1,000 -5,000 sq. ft.	12.0	2.0	2.0
Single tenant subject includes 5,001 -25,000 sq. ft.	16.0	3.0	3.0
Single tenant subject includes 25,001+ sq. ft.	20.0	4.0	4.0
Multi-tenant subject with 2-10 tenants	20.0	3.0	3.0
Multi-tenant subject includes 51-100 tenants	30.0	5.0	5.0
Multi-tenant subject includes 101+ tenants	40.0	7.0	7.0
Commercial – Industrial Adjustments:			
Subtract if no inspection of the subject was made	-5.0	-2.0	-1.0
Subtract if only exterior inspection of the subject was made	-2.0	-0.5	05
Subtract if a restricted report	-1.0	0.0	0.0
Add for Eminent Domain Appraisal – Long Form	+8.0	+1.0	+1.0
Add for Eminent Domain Appraisal – Short Form	+4.0	+1.0	+1.0
Add for Eminent Domain Appraisal – Restricted Report	+2.0	+1.0	+1.0
Add for retail or office included with the subject	+10.0	+2.0	+2.0
Add for ground rent analysis	+2.0	+10	+1.0
Add for cost approach with land comparable sales	+2.0	+0.5	+0.5
Add for income approach with rentable and expense comparables	+4.0	+1.0	+1.0
Exceptions to the above maximum allowances can be given by	submission a	nd approval of	the REAB.

Special Purpose Properties	Appraiser	Supervisor	Reviewer
Schools or religious facilities 1-5,000 sq. ft.	18.0	2.0	2.0
Schools or religious facilities 5,001-20,000 sq. ft.	24.0	3.0	3.0
Schools or religious facilities 20,000 + sq. ft.	30.0	5.0	3.0
Transportation facilities, terminals, stations, etc.	30.0	5.0	5.0
Nursing homes, hospitals, convalescence, daycare (adult-child)	36.0	5.0	5.0
Hotels, motels, bed and breakfast 2-20 units	24.0	5.0	5.0
Hotels, motels, bed and breakfast 21 + units	30.0	5.0	5.0
Cemetery, funeral homes, mortuary, etc.	24.0	5.0	5.0
Jails, correctional facilities, courthouses, city hall, etc.	28.0	5.0	5.0
Outdoor signs and advertising mediums	12.0	2.0	2.0
Residential subdivisions, condo projects, and mobile home parks	32.0	5.0	5.0
Airports and facilities	24.0	5.0	5.0
Special Purpose Adjustments:			
Subtract if no inspection of the subject was made	-5.0	-2.0	-1.0
Subtract if only exterior inspection of the subject was made	-2.0	-0.5	05
Subtract if a restricted report	-1.0	0.0	0.0
Add for Eminent Domain Appraisal – Long Form	+4.0	+1.0	+1.0
Add for Eminent Domain Appraisal – Short Form	+2.0	+1.0	+1.0
Add for Eminent Domain Appraisal – Restricted Report	+1.0	+1.0	+1.0
Add for retail or office included with the subject	+10.0	+2.0	+2.0
Add for ground rent analysis	+2.0	+10	+1.0

Add for cost approach with land comparable sales	+2.0	+0.5	+0.5
Add for income approach with rentable and expense comparables	+4.0	+1.0	+1.0
Exceptions to the above maximum allowances can be given by submission and approval of the REAR			

(b) The hour value of other appraisal work, whether it be in the residential or the general category, shall be the actual number of hours, provided that this is a reasonable number of hours, Not more than one hundred (100) hours per appraisal assignment will be granted with the limits provided in subsection (a). However, the board shall have the right to grant more than these maximum hours upon written request.

(Indiana Real Estate Commission; <u>876 IAC 3-3-13.1</u>; filed Aug 15, 2007, 10:01 a.m.: <u>20070912-IR-876060095FRA</u>; filed Aug 28, 2013, 10:24 a.m.: <u>20130925-IR-876120610FRA</u>; filed Sep 21, 2018, 3:27 p.m.: <u>20181017-IR-876180065FRA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 13. 876 IAC 3-3-15 IS AMENDED TO READ AS FOLLOWS:

#### 876 IAC 3-3-15 Application for examination

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 25-34.1</u>

Sec. 15. (a) An application for examination shall be filed on a form prescribed by the board.

- (b) The board shall require applicants to provide documentation in support of education, experience, and other relevant data.
- (c) The form prescribed by the board may require an applicant to provide information and documentation including, but not limited to, the following:
  - (1) A designation establishing the basis and type of certification sought by the applicant.
  - (2) General relevant contact information for the applicant.
  - (3) Educational transcripts, or other acceptable documentation, establishing that the applicant has met the educational requirements set forth in this rule.
  - (4) A statement of all prelicensing education accrued, including the course title, sponsor, number of credit hours, and the date completed.
  - (5) A listing of additional professional licenses held in Indiana or another state or states, including the license type, the state or states where the license is held, the license number, the issuance date, and the status of the license.
  - (6) Except for minor traffic violations and convictions expunged, a statement describing criminal convictions incurred by the applicant prior to making application.

(Indiana Real Estate Commission; <u>876 IAC 3-3-15</u>; filed Sep 24, 1992, 9:00 a.m.: 16 IR 745; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; readopted filed Jul 19, 2007, 1:16 p.m.: <u>20070808-IR-876070068RFA</u>; readopted filed Nov 25, 2013, 9:21 a.m.: <u>20131225-IR-876130283RFA</u>; filed Sep 21, 2018, 3:27 p.m.: <u>20181017-IR-876180065FRA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 14. 876 IAC 3-5-1 IS AMENDED TO READ AS FOLLOWS:

#### 876 IAC 3-5-1 Continuing education requirements

Authority: IC 25-34.1-3-8

Affected: IC 25-1-4-5; IC 25-1-4-6; IC 25-34.1

Sec. 1. (a) As a prerequisite to renewal of a real estate appraiser license or certification, the licensee or certificate holder shall satisfactorily complete twenty-eight (28) classroom hours of continuing education within that two (2) year renewal period from real estate appraiser continuing education courses approved by the Appraiser Qualifications Board as provided for in IC 25 1 4 0.5(1)(B) or by the board under this rule. However, a licensee or certificate holder initially licensed within the last one hundred eighty-five (185) days of a two (2) year renewal period shall not be required to obtain any hours of continuing education. satisfy the criteria specific to continuing education, established by The Real Property Appraiser Qualification Criteria, January 2022

#### edition.

- (b) The following criteria apply to determine the number of hours:
- (1) A classroom hour of instruction is defined as fifty (50) minutes of each sixty (60) minute hour segment.
- (2) Credit toward the classroom hour requirement may be granted only where the length of the educational offering is at least two (2) hours.
- (c) Notwithstanding subsection (a), up to fifty percent (50%) of continuing education credit may be granted for participation, other than as a student in appraisal educational programs, as follows:
  - (1) Teaching.
  - (2) Program development.
  - (3) Authorship of textbooks.
- (d) (b) A licensee is not entitled to continuing education credit for <del>any</del> classroom hours that were used for required prelicensure education under <u>876 IAC 3-3</u>.
- (e) The continuing education requirement is to ensure that appraisers participate in educational programs that maintain and increase their skill, knowledge, and competency in real estate appraising.
- (f) (c) The board may verify any information concerning continuing education that is submitted by the licensee or certificate holder as evidence supporting the course information. The board may require licensees or certificate holders to provide information regarding the continuing education hours claimed on the individual's renewal. Failure to do so may lead to action under IC 25-1-4-5 or IC 25-1-4-6.
- (g) (d) It is the responsibility of each licensee or certificate holder to retain evidence to support the courses taken for a period of three (3) years after the end of the renewal period for which the renewal application is submitted to the board. These records shall include one (1) or more of the following:
  - (1) Course attendance verification by the sponsor.
  - (2) Certificates of course completion.
  - (3) Continuing education attendance history by employer or third party.
  - (4) Other evidence of support and justification.

(Indiana Real Estate Commission; <u>876 IAC 3-5-1</u>; filed Sep 24, 1992, 9:00 a.m.: 16 IR 747; filed Dec 8, 1993, 4:00 p.m.: 17 IR 779; filed Apr 10, 1995, 10:00 a.m.: 18 IR 2123; filed Dec 24, 1997, 11:00 a.m.: 21 IR 1764, eff Jan 1, 1998 [IC 4-22-2-36] suspends the effectiveness of a rule document for thirty (30) days after filing with the secretary of state. LSA Document #97-65 was filed Dec 24, 1997.]; filed Apr 12, 2001, 12:30 p.m.: 24 IR 2705, eff Jan 2, 2002; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; filed Aug 6, 2003, 12:00 p.m.: 27 IR 184; readopted filed Jul 19, 2007, 1:16 p.m.: 20070808-IR-876070068RFA; filed May 5, 2008, 11:08 a.m.: 20080604-IR-876070881FRA; filed May 5, 2008, 11:21 a.m.: 20080604-IR-876070338FRA; errata filed May 20, 2008, 1:21 p.m.: 20080604-IR-876070338ACA; filed Aug 22, 2014, 4:02 p.m.: 20140917-IR-876140060FRA; readopted filed Nov 19, 2020, 9:56 a.m.: 20201216-IR-876200513RFA; filed Oct 11, 2023, 9:41 a.m.: 20231108-IR-876230295FRA)

SECTION 15. 876 IAC 3-5-1.5 IS AMENDED TO READ AS FOLLOWS:

# 876 IAC 3-5-1.5 Mandatory continuing education courses; Uniform Standards of Professional Appraisal Practice

Authority: IC 25-34.1-3-8

Affected: IC 25-1-11; IC 25-34.1-8

- Sec. 1.5. (a) The continuing education required by section 1 of this rule must include seven (7) hours of Uniform Standards of Professional Appraisal Practice.
- (b) (a) The continuing education required by subsection (a) on the Uniform Standards of Professional Appraisal Practice (USPAP) must be:
  - (1) obtained no not later than six (6) months after the effective date of a new edition of the Uniform Standards of Professional Appraisal Practice; USPAP; and

(2) an updated version to cover the new edition.

(e) (b) If the updated course required by subsection (b) (a) is available before the effective date of a new edition of the Uniform Standards of Professional Appraisal Practice, USPAP, a real estate appraiser who takes that course before the effective date complies with subsection (b) (a).

(Indiana Real Estate Commission; <u>876 IAC 3-5-1.5</u>; filed Apr 12, 2001, 12:30 p.m.: 24 IR 2707, eff Jan 2, 2002; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; filed Aug 6, 2003, 12:00 p.m.: 27 IR 185, eff Jan 2, 2004; readopted filed Jul 19, 2007, 1:16 p.m.: <u>20070808-IR-876070068RFA</u>; filed May 5, 2008, 11:21 a.m.: <u>20080604-IR-876070338FRA</u>; filed Feb 3, 2009, 10:12 a.m.: <u>20090304-IR-876080357FRA</u>; filed Aug 28, 2013, 10:24 a.m.: <u>20130925-IR-876120610FRA</u>; readopted filed Nov 26, 2019, 3:50 p.m.: <u>20191225-IR-876190192RFA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 16. 876 IAC 3-5-7 IS AMENDED TO READ AS FOLLOWS:

876 IAC 3-5-7 Instructors

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 25-34.1</u>

Sec. 7. Each instructor for an approved real estate appraiser continuing education course must possess at least one (1) of the following minimum requirements:

- (1) Is a licensed or certified real estate appraiser or licensed real estate broker and has a bachelor's degree:
  - (A) with a major or minor in real estate from an accredited college or university; or
  - (B) from an accredited college or university and a minimum of two (2) years of experience in real estate appraising.

Each instructor qualified under this subdivision must also meet the competency requirements of the Uniform Standards of Professional Appraisal Practice (USPAP) (as adopted in <u>876 IAC 3-6-2</u> and <u>876 IAC 3-6-3</u>) for each course that they teach.

- (2) Is a licensed or certified real estate appraiser and **has** a minimum of five (5) years of experience as a real estate appraiser. An instructor qualified under this subsection may not teach any **a** course that contains subject matter that is beyond his or her **their** licensed ability to appraise. Each instructor qualified under this subdivision must also meet the competency requirements of the Uniform Standards of Professional Appraisal Practice USPAP (as adopted in 876 IAC 3-6-2 and 876 IAC 3-6-3) for each course that they teach.
- (3) Has two (2) years of experience as a qualified instructor or professor in the business, finance, or economics department of an accredited college or university.
- (4) Has an Indiana real estate broker's license and a minimum of five (5) years of experience as a real estate broker. Each instructor qualified under this subdivision must also meet the competency requirements of the Uniform Standards of Professional Appraisal Practice USPAP (as adopted in 876 IAC 3-6-2 and 876 IAC 3-6-3) for each course that they teach.
- (5) Has at least five (5) years of experience in an industry related to or associated with real estate appraisals, including:
  - (A) financial institution underwriters, quality control administrators, or appraisal policy managers;
  - (B) representatives of appraisal management companies or agents;
  - (C) state or federal government appraiser regulatory officials;
  - (D) policy officials, underwriters, administrators, or executive officers of secondary mortgage market investors, insurers, or government sponsored enterprises; or
  - (E) legal, financial, architecture, engineering, or government experts in areas related to real estate appraisal.
- (6) Notwithstanding the criteria in subdivisions (1) through (5), the board retains the authority to approve instructors with experience and knowledge of specific value to real estate appraisers in Indiana.

(Indiana Real Estate Commission; <u>876 IAC 3-5-7</u>; filed Dec 8, 1993, 4:00 p.m.: 17 IR 780; filed Dec 24, 1997, 11:00 a.m.: 21 IR 1765; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; filed Aug 6, 2003, 12:00 p.m.: 27 IR 185, eff Jan 2, 2004; readopted filed Jul 19, 2007, 1:16 p.m.: <u>2007/0808-IR-876070068RFA</u>; filed May 5, 2008, 11:21 a.m.: <u>2008/0604-IR-876070338FRA</u>; readopted filed Nov 25, 2013, 9:21 a.m.: <u>2013/1225-IR-876130283RFA</u>; readopted filed Nov 26, 2019, 3:50 p.m.: <u>2019/1225-IR-876190192RFA</u>; filed Oct

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11, 2023, 9:41 a.m.: 20231108-IR-876230295FRA)

SECTION 17. 876 IAC 3-6-2 IS AMENDED TO READ AS FOLLOWS:

#### 876 IAC 3-6-2 Uniform Standards of Professional Appraisal Practice

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 4-22-2</u>; <u>IC 25-34.1</u>

Sec. 2. (a) That certain document being titled Uniform Standards of Professional Appraisal Practice **(USPAP)**, 2020-2021 edition, as published by the Appraisal Standards Board of the Appraisal Foundation, 1155 15th Street, NW, Suite 1111, Washington, D.C. 20005, copyright The Appraisal Foundation, is hereby incorporated by reference as if fully set out in this rule except for the revisions stated in section 3 of this rule. The Advisory Opinions are not adopted as part of this rule. The USPAP Frequently Asked Questions are not adopted as part of this rule.

(b) No subsequent editions, amendments, supplements, or releases of the Uniform Standards of Professional Appraisal Practice USPAP will be in effect in Indiana or adopted by the commission except by following the rulemaking provisions of IC 4-22-2.

- (c) As used in this article, "appraiser" refers to the following:
- (1) An Indiana licensed trainee appraiser.
- (2) An Indiana licensed residential appraiser.
- (3) An Indiana certified residential appraiser.
- (4) An Indiana certified general appraiser.

(Indiana Real Estate Commission; <u>876 IAC 3-6-2</u>; filed Sep 24, 1992, 9:00 a.m.: 16 IR 748; filed Dec 8, 1993, 4:00 p.m.: 17 IR 781; filed Apr 10, 1995, 10:00 a.m.: 18 IR 2124; filed Dec 24, 1997, 11:00 a.m.: 21 IR 1766; filed May 10, 1999, 12:42 p.m.: 22 IR 2879; filed Apr 24, 2000, 12:48 p.m.: 23 IR 2243; filed May 25, 2001, 2:42 p.m.: 24 IR 3068; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; filed May 13, 2002, 2:05 p.m.: 25 IR 3181; filed May 1, 2003, 12:15 p.m.: 26 IR 3043; filed Apr 8, 2004, 3:25 p.m.: 27 IR 2738; filed Apr 18, 2005, 2:30 p.m.: 28 IR 2717; filed Aug 8, 2006, 11:03 a.m.: <u>20060906-IR-876060040FRA</u>; readopted filed Jul 19, 2007, 1:16 p.m.: <u>20070808-IR-876070068RFA</u>; filed May 5, 2008, 11:30 a.m.: <u>20080604-IR-876070744FRA</u>; filed Apr 29, 2010, 12:10 p.m.: <u>20100526-IR-876090769FRA</u>; filed Jun 11, 2012, 2:38 p.m.: <u>20120711-IR-876110718FRA</u>; readopted filed Nov 25, 2013, 9:21 a.m.: <u>20131225-IR-876130283RFA</u>; filed Jul 7, 2014, 11:02 a.m.: <u>20140806-IR-876140030FRA</u>; filed May 25, 2016, 1:48 p.m.: <u>20160622-IR-876160005FRA</u>; filed Jun 1, 2018, 2:30 p.m.: <u>20180627-IR-876180130FRA</u>; filed Feb 10, 2021, 2:58 p.m.: <u>20210310-IR-876200071FRA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 18. 876 IAC 3-6-3 IS AMENDED TO READ AS FOLLOWS:

#### 876 IAC 3-6-3 Deletions from the Uniform Standards of Professional Appraisal Practice

Authority: IC 25-34.1-3-8

Date: May 19,2024 4:03:05PM EDT

Affected: IC 25-1-11-5; IC 25-34.1

Sec. 3. (a) Standards 5 through 10 are deleted.

- (b) The references to Standards 5 through 10 of the Uniform Standards of Professional Appraisal Practice (USPAP), 2020-2021 edition, are deleted or revised as follows:
  - (1) In the seventh bullet point in the third paragraph of the Preamble, delete the last three (3) sentences.
  - (2) In the Comment under the Conduct category of the Ethics rule, delete the commas after "1-1" and "3-1" and delete "5-1, 7-1 and 9-1", and before "3-1", insert "and".
  - (3) In the fourth paragraph under the Management category of the Ethics rule, delete the commas after "2-3" and "4-3" and delete "6-3, 8-3, and 10-3", and before "4-3", insert "and".
  - (4) In the comment under the Problem Identification category under the Scope of Work Rule, delete the commas after "1-2" and "3-2" and delete "SR 5-2, SR 7-2, and SR 9-2", and before "SR 3-2", insert "and".
  - (5) In the Comment under Standards Rule 1-4(g), delete "(See STANDARD 7)" and "(See STANDARD 9)".
  - (6) In Standards Rule 3-3(c)(i), delete "STANDARDS 1, 5, 7, and 9" and insert "STANDARD 1".
  - (7) In the third bullet point in the third paragraph of the Comment under Standards Rule 3-3(c), delete the commas after "1" and "3" and delete "5, 7, or 9", and before "3", insert "or".

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(8) In the Comment under Standards Rule 4-2(j)(iii), delete the second, fourth, and fifth bullet points.

- (9) In the second paragraph of the Comment under Standards Rule 4-3(b), substitute "Rule" for "Rules", delete the comma after "2-3", and delete "6-3, 8-3 and 10-3".
- (c) In the When Do USPAP Rules and Standards Apply portion of the Preamble, delete the first four (4) sentences.
- (d) In the Ethics Rule, delete the second paragraph except for "An appraiser must comply with USPAP.". (Indiana Real Estate Commission; 876 IAC 3-6-3; filed Sep 24, 1992, 9:00 a.m.: 16 IR 748; filed Dec 8, 1993, 4:00 p.m.: 17 IR 781; filed Apr 10, 1995, 10:00 a.m.: 18 IR 2124; errata filed May 8, 1995, 4:30 p.m.: 18 IR 2262; filed Dec 24, 1997, 11:00 a.m.: 21 IR 1767; filed May 10, 1999, 12:42 p.m.: 22 IR 2880; errata, 22 IR 3420; filed Apr 24, 2000, 12:48 p.m.: 23 IR 2244; filed May 25, 2001, 2:42 p.m.: 24 IR 3068; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; filed May 13, 2002, 2:05 p.m.: 25 IR 3181; filed May 1, 2003, 12:15 p.m.: 26 IR 3044; filed Apr 8, 2004, 3:25 p.m.: 27 IR 2739; filed Apr 18, 2005, 2:30 p.m.: 28 IR 2717; filed Aug 8, 2006, 11:03 a.m.: 20060906-IR-876060040FRA; readopted filed Jul 19, 2007, 1:16 p.m.: 20070808-IR-876070068RFA; filed May 5, 2008, 11:30 a.m.: 20080604-IR-876070744FRA; filed Apr 29, 2010, 12:10 p.m.: 20100526-IR-876090769FRA; filed Jun 11, 2012, 2:38 p.m.: 20120711-IR-876110718FRA; readopted filed Nov 25, 2013, 9:21 a.m.: 20131225-IR-876130283RFA; filed Jul 7, 2014, 11:02 a.m.: 20140806-IR-876140030FRA; filed May 25, 2016, 1:48 p.m.: 20160622-IR-876160005FRA; filed Jun 1, 2018, 2:30 p.m.: 20180627-IR-876180130FRA; filed Feb 10, 2021, 2:58 p.m.: 20210310-IR-876200071FRA; filed Oct 11, 2023, 9:41 a.m.: 20231108-IR-876230295FRA)

SECTION 19. 876 IAC 3-6-8 IS AMENDED TO READ AS FOLLOWS:

#### 876 IAC 3-6-8 Indiana licensed trainee appraisers; required use and prohibitions

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 25-34.1</u>

Sec. 8. (a) Indiana licensed residential appraisers, Indiana certified residential appraisers, and Indiana certified general appraisers may only employ:

- (1) Indiana licensed residential appraisers;
- (2) Indiana certified residential appraisers;
- (3) Indiana certified general appraisers; and
- (4) Indiana licensed trainee appraisers:

to assist in the performance of real estate appraisals. However, as provided for in section 9 of this rule, Indiana licensed residential appraisers may not supervise Indiana licensed trainee appraisers.

- (b) Subsection (a) does not prohibit the use of unlicensed individuals to perform clerical functions.
- (c) Indiana licensed trainee appraisers shall be subject to the supervision of a supervising appraiser as provided for in section 9 of this rule and may not:
  - (1) work independently:
  - (2) hold themselves out to the general public as licensed or certified appraisers;
  - (3) have their own clients; or
  - (4) accept payment directly from clients for appraisal work.
  - (d) Indiana licensed trainee appraisers may not do the following:
  - (1) Review appraisals submitted by other appraisers.
  - (2) Hold themselves out as a review appraiser.

(Indiana Real Estate Commission; <u>876 IAC 3-6-8</u>; filed Dec 8, 1993, 4:00 p.m.: 17 IR 781; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; readopted filed Jul 19, 2007, 1:16 p.m.: <u>20070808-IR-876070068RFA</u>; filed Apr 16, 2012, 3:43 p.m.: <u>20120516-IR-876110428FRA</u>; readopted filed Nov 25, 2013, 9:21 a.m.: <u>20131225-IR-876130283RFA</u>; readopted filed Nov 26, 2019, 3:50 p.m.: <u>20191225-IR-876190192RFA</u>; filed Oct 11, 2023, 9:41 a.m.: <u>20231108-IR-876230295FRA</u>)

SECTION 20. 876 IAC 3-6-9 IS AMENDED TO READ AS FOLLOWS:

876 IAC 3-6-9 Indiana licensed trainee appraisers; supervision

Authority: <u>IC 25-34.1-3-8</u> Affected: IC 25-34.1

- Sec. 9. (a) This section establishes requirements for the use and supervision of licensed trainee appraisers.
- (b) Indiana licensed trainee appraisers shall be subject to direct supervision, including inspection of all properties except as allowed by subsection (i), by a supervising appraiser who
  - (1) shall be a certified residential appraiser or certified general appraiser in Indiana for at least three (3) years prior to the date of application under 876 IAC 3-3-22(b);
  - (2) has had no disciplinary action taken within the last three (3) years against an appraiser license or certification in Indiana or any other jurisdiction that affects the supervisory appraiser's legal ability to engage in appraisal practice;
  - (3) does not have an appraiser license or certificate, in Indiana or any other jurisdiction, currently on probation or suspended or has been revoked; and
- (4) completes a board approved supervisor/trainee appraiser's course as required by section 10 of this rule. satisfies all general criteria of the supervisory appraiser requirements, established by the Real Property Appraiser Qualification Criteria, January 2022 edition.
- (c) The supervising appraiser shall be responsible for the direct supervision of the Indiana licensed trainee appraiser by signing and certifying the report as in compliance with the Uniform Standards of Professional Appraisal Practice.
- (d) (c) The Indiana licensed trainee appraiser is permitted to have more than one (1) supervising appraiser in the office of the supervising appraiser with whom the Indiana licensed trainee appraiser has associated under 876 IAC 3-3-22. Such An additional supervisor shall be acting in substitution for the supervising appraiser identified under 876 IAC 3-3-22 and is only responsible for the Indiana licensed trainee appraiser on appraisals where such responsibility is assumed by the additional supervisor, at the consent of the supervisor of record identified under 876 IAC 3-3-22. Overall responsibility for the trainee appraiser remains with the supervisor of record as long as the association with the trainee appraiser is in effect under 876 IAC 3-3-22.
  - (e) (d) An appraiser may not be the supervising appraiser for more than three (3) trainees.
- (f) (e) An appraisal log shall be maintained by the Indiana licensed trainee appraiser and supervising appraiser, and shall, at a minimum, include the following for each appraisal:
  - (1) Client name.
  - (2) Address of appraised property.
  - (3) Description of work performed and scope of the review and supervision of the supervising appraiser.
  - (4) Number of work hours.
  - (5) Type of property.
  - (6) Date of report.

The appraisal log shall follow the requirements established by the supervisory appraiser requirements, established by The Real Property Appraiser Qualification Criteria, January 2022 edition.

- (g) The supervising appraiser shall:
- (1) review and sign the appraisal log annually;
- (2) provide the log to the trainee; and
- (3) include his or her state certification number.

It is the responsibility of the trainee to retain the log for submission to the board with any future application for license certification. The trainee appraiser shall be entitled to copies of appraisals, including appraisal reports and any work files, that the trainee appraiser completes. However, the original records shall be maintained at the office of the supervising appraiser.

- (h) Separate appraisal logs shall be maintained by each supervising appraiser.
- (i) The Indiana licensed trainee appraiser shall be subject to direct supervision until the Indiana licensed trainee appraiser is competent in accordance with the Competency Provision of the Uniform Standards of

Professional Appraisal Practice, as adopted in section 2 of this rule, to perform appraisals for the specific property type. After the Indiana licensed trainee appraiser demonstrates competency, the supervising appraiser is not required to inspect the properties. However, the supervising appraiser must continue to sign and accept full responsibility for all appraisals performed by the Indiana licensed trainee appraiser.

- (j) In addition to the requirements in subsection (i), (f) The supervising appraiser shall accompany the Indiana licensed trainee appraiser and inspect the subject and comparable properties on the following appraisal assignments:
  - (1) The first fifty (50) assignments performed by the trainee where the scope of the work includes a physical inspection of the property.
  - (2) During the first year the trainee holds an active license, all assignments located more than fifty (50) miles from the supervising appraiser's office.
- (k) (g) The supervising appraiser and the licensed trainee appraiser shall meet with each other on a reasonable schedule to interact about the appraisal work of the trainee.
- (1) (h) Subsections (e) (d) and (j) (f) do not apply when an Indiana licensed trainee appraiser is an employee of a governmental entity acting in the course of the governmental entity's activities.

(Indiana Real Estate Commission; <u>876 IAC 3-6-9</u>; filed Dec 8, 1993, 4:00 p.m.: 17 IR 782; filed Apr 10, 1995, 10:00 a.m.: 18 IR 2124; readopted filed May 29, 2001, 10:00 a.m.: 24 IR 3238; filed Dec 3, 2002, 3:00 p.m.: 26 IR 1108; filed Dec 1, 2003, 9:45 a.m.: 27 IR 1182; readopted filed Jul 19, 2007, 1:16 p.m.: 20070808-IR-876070068RFA; filed Aug 15, 2007, 10:01 a.m.: 20070912-IR-876060095FRA, eff Jan 1, 2008; errata filed Jan 23, 2008, 10:22 a.m.: 20080206-IR-876060095ACA; filed Apr 16, 2012, 3:43 p.m.: 20120516-IR-876110428FRA; readopted filed Nov 25, 2013, 9:21 a.m.: 20131225-IR-876130283RFA; filed Dec 29, 2014, 1:39 p.m.: 20150128-IR-876140304FRA, eff Jan 1, 2015 [IC 4-22-2-36] suspends the effectiveness of a rule document for 30 days after filing with the Publisher. LSA Document #14-304 was filed Dec 29, 2014.]; readopted filed Oct 12, 2021, 10:28 a.m.: 20211110-IR-876210380RFA; filed Oct 11, 2023, 9:41 a.m.: 20231108-IR-876230295FRA)

SECTION 21. 876 IAC 3-6-10 IS AMENDED TO READ AS FOLLOWS:

876 IAC 3-6-10 Indiana licensed trainee appraisers; supervisor/trainee appraiser course

Authority: <u>IC 25-34.1-3-8</u> Affected: <u>IC 25-34.1-8</u>

Date: May 19,2024 4:03:05PM EDT

- Sec. 10. (a) A supervising appraiser under section 9 of this rule shall successfully complete a supervisor/trainee appraiser course in order to be a supervising appraiser. The course must be completed prior to commencement of association with a trainee appraiser.
- (b) The supervisor/trainee appraiser course shall qualify for continuing education credit for the supervising appraiser under <u>876 IAC 3-5</u>.
- (c) A supervisor/trainee appraiser course shall be approved by the board or the Appraisal Qualifications Board and shall provide adequate information to ensure the supervisory appraiser and trainee appraiser understand the qualifications and responsibilities of that role. Specifically, the objective of the course shall be that the student understands the following:
  - (1) Appraisal Qualifications Board minimum qualifications for becoming and remaining a supervisory appraiser, as well as jurisdictional licensure or certification requirements that may exceed those of the Appraisal Qualifications Board.
  - (2) Appraisal Qualifications Board minimum qualifications for becoming a trainee appraiser.
  - (3) Expectations and responsibilities of the supervisory appraiser.
  - (4) Expectations and responsibilities of the trainee appraiser.
  - (5) Processes and roles of the entities involved in establishing qualifications for certified and licensed appraisers.

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- (6) Qualifications to become a certified or licensed appraiser.
- (7) Basics of the Uniform Standards of Professional Appraisal Practice.

- (8) Responsibilities and requirements of a supervisory appraiser in maintaining and signing all appropriate trainee appraiser experience logs.
- (9) Responsibilities and requirements of a trainee appraiser's role in maintaining and signing all appropriate trainee appraiser experience logs.

course objectives shall be consistent with the supervisory appraiser and trainee appraiser course objectives, established by The Real Property Appraiser Qualification Criteria, January 2022 edition.

(Indiana Real Estate Commission; 876 IAC 3-6-10; filed Apr 16, 2012, 3:43 p.m.: 20120516-IR-876110428FRA; readopted filed Nov 25, 2013, 9:21 a.m.: 20131225-IR-876130283RFA; filed Dec 29, 2014, 1:39 p.m.: 20150128-IR-876140304FRA, eff Jan 1, 2015 [IC 4-22-2-36] suspends the effectiveness of a rule document for 30 days after filing with the Publisher. LSA Document #14-304 was filed Dec 29, 2014.]; readopted filed Oct 12, 2021, 10:28 a.m.: 20211110-IR-876210380RFA; filed Oct 11, 2023, 9:41 a.m.: 20231108-IR-876230295FRA)

SECTION 22. THE FOLLOWING ARE REPEALED: 876 IAC 3-1-2; 876 IAC 3-3-8; 876 IAC 3-5-2; 876 IAC 3-<u>6-6</u>.

LSA Document #23-295(F)

Notice of Intent: 20230419-IR-876230295NIA Proposed Rule: 20230621-IR-876230295PRA

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Small Business Regulatory Coordinator: Amy Hall, Board Director, Professional Licensing Agency, Indiana Government Center South, 402 West Washington Street, Room W072, Indianapolis, IN 46204, (317) 234-3048, ahall1@pla.in.gov

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