

ACT 188

S.B. NO. 1190

A Bill for an Act Relating to Real Estate Appraisal.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. The Hawaii Revised Statutes is amended by adding a new chapter to be appropriately designated and to read as follows:

**“CHAPTER
REAL ESTATE APPRAISERS**

§ **-1 Findings and purpose.** The legislature finds that the regulation of real estate appraisers is reasonably necessary to protect consumers. It is the purpose of this chapter to provide a mechanism whereby review and evaluation may be performed to determine the best method to implement regulation of appraisers.

§ **-2 Real estate appraiser program.** There is established a real estate appraiser program within the department of commerce and consumer affairs, to be administered by the director of commerce and consumer affairs.

§ **-3 Powers and duties of the director.** The director shall have the following powers and duties:

- (1) To grant permission to practice as a real estate appraiser in this State pursuant to this chapter and the rules adopted pursuant thereto;
- (2) To adopt, amend, or repeal rules as the director finds necessary to effectuate fully this chapter;
- (3) To enforce this chapter and rules adopted pursuant thereto; and
- (4) To discipline a real estate appraiser for any cause prescribed by this chapter or for any violation of the rules and refuse to grant a person permission to practice as a real estate appraiser for any cause that would be grounds for disciplining a real estate appraiser.”

SECTION 2. The director of commerce and consumer affairs, with the assistance of interested groups, shall conduct a review and evaluation for the purpose of reporting to the legislature:

ACT 188

- (1) Recommendations for a statutory mechanism for the regulation of real estate appraisers to include either a registration, certification, or licensure scheme;
- (2) Recommendations on the requirements minimally necessary to regulate real estate appraisers, including but not limited to the substantive areas of application, examination, issuance and renewal requirements, disciplinary provisions, and standards of practice;
- (3) A recommendation for staffing requirements to implement and administer the real estate appraiser program;
- (4) A recommendation for a transition timetable for the implementation of the regulation of real estate appraisers; and
- (5) Any relevant recommendations or considerations necessary for the legislature to address fully the question of diligent and effective regulation of real estate appraisers.

SECTION 3. The department shall submit a report of its findings and recommendations to the legislature not less than twenty days prior to the convening of the regular session of 1990.

SECTION 4. This Act shall take effect on July 1, 1990; provided that Section 2 and Section 3 shall take effect upon this Act's approval.

(Approved June 7, 1989.)