

TITLE 21 – OCCUPATIONAL LICENSING BOARDS AND COMMISSIONS

CHAPTER 57 - APPRAISAL BOARD

Rule-making Agency: Appraisal Board

Rule Citation: 21 NCAC 57B.0615

Effective Date: May 22, 2020

Findings Reviewed and Approved by the Codifier: May 14, 2020

Reason for Action: On May 4, 2020, the Governor of North Carolina signed into law Session Law 2020-3, entitled, "An Act to Provide Aid to North Carolinians in Response to the Coronavirus Disease 2019 (COVID-19) Crisis." Section 4.38 of SL 2020-3, entitled, "Authorize State Agencies to Exercise Regulatory Flexibility During the Coronavirus Emergency in Order to Protect the Economic Well-Being of the Citizens and Businesses of the State," requires that if a State agency determines that, due to the impacts of the coronavirus, it is in the public interest, including the public health, safety, and welfare and economic well-being of the citizens and businesses of the State, the agency shall take certain steps, as set forth in Section 4.38(b). The NC Appraisal Board has made the determination that due to the impacts of the coronavirus, it is in the public interest, including public health, safety, and welfare and the economic well-being of its licensees to take the steps set forth in this emergency rule to delay collection of renewal fees, modify continuing education requirements and allow for extensions of time to take the licensing examination. Section 4.38(e) authorizes the Board to adopt this emergency rule without commencing temporary rule making.

SUBCHAPTER 57B - REAL ESTATE APPRAISAL EDUCATION

SECTION .0600 - CONTINUING EDUCATION COURSES

21 NCAC 57B.0615 EMERGENCY PROVISIONS FOR EXTENSION OF RENEWAL PERIODS AND PAYMENT OF RENEWAL FEES AND QUALIFYING EDUCATION, CONTINUING EDUCATION AND LICENSING EXAMINATION

Due to the current State of Emergency in North Carolina and the United States, the North Carolina Appraisal Board is taking the following action:

- (1) The deadline to pay the renewal fee for all current licensees, including registered trainees, licensed and certified appraisers, and registered appraisal management companies, shall be extended until September 30, 2020, and no late fee shall be charged if the renewal fee is paid no later than that date.
- (2) An appraiser licensee applicant for renewal shall not submit an application for renewal until receipt by the Board of the roster that the applicant has completed the current version of the seven hour USPAP continuing education course, as required by 21 NCAC 57A.0204(d).
- (3) No other deadlines shall be extended for payments of any other late fees or for late renewals or reinstatements of licenses, as set forth in G.S. 93E-1-7(c), G.S. 93E-2-6(b), and Rules 21 NCAC 57A.0206 and 57D.0203, except the extension for payment of the renewal fee for current licensees until September 30, 2020 set forth in this rule.
- (4) Until June 30, 2020, schools and course sponsors for qualifying education courses and continuing education courses shall cancel or suspend all in-person courses. After that time, in-person courses may resume, so long as the course is conducted in compliance with all requirements set forth in the Governor's Executive Orders.
- (5) Until September 30, 2020, schools and course sponsors may offer remote distance learning for continuing education courses. In order to offer remote distance learning, the school shall provide to the Board documentation that it has met the following requirements prior to the course taking place:
 - (a) The educational offering under consideration is currently approved for traditional classroom presentation;
 - (b) The platform utilized for distance education is live and interactive;
 - (c) The instructor verifies photo identification of the students; and
 - (d) The instructor maintains an attendance roster, which includes verifying 100 percent classroom attendance by, for example, taking attendance at various established times during the course.
- (6) Until September 30, 2020, schools shall allow students to make-up qualifying education course hours by attending another course that is equivalent to the original course offered by the same school. The make-up hours attended by the student shall be for the same content that the student missed.
- (7) Until September 30, 2020, schools and course sponsors may offer remote distance learning for qualifying education courses, as long as the qualifying education courses are approved in accordance with Sections III.D.3 and III.F.6 of the AQB criteria.
- (8) All other Board rules that apply to continuing education or qualifying education that do not conflict with this Rule are in effect and enforced by the Board.
- (9) An appraiser licensee applicant who is unable to take the licensing examination within one year pursuant to 21 NCAC 57A.0301, due to illness or the testing service locations being closed shall make a written request to the Board. The Board shall grant appraiser licensee applicants an extension to take the licensing examination.

History Note: Authority G.S. 93E-1-6; 93E-1-7; 93E-1-8; 91E-2-6; S.L. 2020-03, s. 4.38;
Emergency Adoption Eff. April 1, 2020;
Emergency Adoption Eff. May 22, 2020 to expire pursuant to S.L. 2020-3, s. 4.38.(e).