



[townhall.virginia.gov](http://townhall.virginia.gov)

## Exempt Action: Final Regulation Agency Background Document

<b>Agency name</b>	Real Estate Appraiser Board
<b>Virginia Administrative Code (VAC) Chapter citation(s)</b>	18 VAC 130 - 20
<b>VAC Chapter title(s)</b>	Real Estate Appraiser Board Rules and Regulations
<b>Action title</b>	Amendments to reflect HB284 (2022 Session)
<b>Final agency action date</b>	
<b>Date this document prepared</b>	April 7, 2023

This information is required for executive branch review pursuant to Executive Order 19 (2022) (EO 19), any instructions or procedures issued by the Office of Regulatory Management (ORM) or the Department of Planning and Budget (DPB) pursuant to EO 19. In addition, this information is required by the Virginia Registrar of Regulations pursuant to the Virginia Register Act (§ 2.2-4100 et seq. of the Code of Virginia). Regulations must conform to the Regulations for Filing and Publishing Agency Regulations (1 VAC 7-10), and the *Form and Style Requirements for the Virginia Register of Regulations and Virginia Administrative Code*.

### Brief Summary

*Provide a brief summary (preferably no more than 2 or 3 paragraphs) of this regulatory change (i.e., new regulation, amendments to an existing regulation, or repeal of an existing regulation). Alert the reader to all substantive matters. If applicable, generally describe the existing regulation.*

This action aligns applicable sections of the Real Estate Appraiser Board regulations to statutory amendments effective July 1, 2023 (as passed by the 2022 Session of the General Assembly). There is no agency discretion; the board's initial adoption of regulations necessary to implement the provisions of the act are exempt from the Administrative Process Act pursuant to Va. Code § 2.2-4006A.4.a. and HB284, except that the board should allow opportunity for public comment on the regulation prior to adoption.

Chapter 118 of the 2022 Acts of Assembly amends and reenacts § 54.1-2014 of the Code of Virginia, relating to the Real Estate Appraiser Board continuing education. The board is amending 18 VAC 130 – 20-110, regarding continuing education requirements for appraisers, to include a minimum of two hours of fair housing or appraisal bias courses, to comply with the statutory change made to § 54.1-2014 of the Code of Virginia.

The action also notifies regulants of permitted courses, including those approved by the Real Estate Board in its fair housing category and fair housing or appraiser bias courses approved by the Appraisal Qualifications Board.

### **Mandate and Impetus**

*Identify the mandate for this regulatory change and any other impetus that specifically prompted its initiation (e.g., new or modified mandate, internal staff review, petition for rulemaking, periodic review, or board decision). For purposes of executive branch review, “mandate” has the same meaning as defined in the ORM procedures, “a directive from the General Assembly, the federal government, or a court that requires that a regulation be promulgated, amended, or repealed in whole or part.”*

---

Amendments by the General Assembly in HB284 require changes to the board’s regulation in order to conform to Chapter 118 of the 2022 Acts of Assembly provisions (effective July 1, 2023).

### **Statement of Final Agency Action**

*Provide a statement of the final action taken by the agency including: 1) the date the action was taken; 2) the name of the agency taking the action; and 3) the title of the regulation.*

---

On February 7, 2023, the Real Estate Appraiser Board adopted the amendments to reflect HB284 (2022 Session).