

FILED

2013 MAY -2 PM 12: 17

SECRETARY OF STATE

**WEST VIRGINIA LEGISLATURE**  
FIRST REGULAR SESSION, 2013



**ENROLLED**

COMMITTEE SUBSTITUTE  
FOR

**House Bill No. 2730**

(By Delegate(s) Morgan, Stephens, Azinger, Diserio, Fems,  
Jones, Paxton, Perry, D. Poling, Romine and Swartzmiller)



Passed April 13, 2013

In effect ninety days from passage.

HB 2730

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for

**H. B. 2730**

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(BY DELEGATE(S) MORGAN, STEPHENS, AZINGER,  
DISERIO, FERNS, JONES, PAXTON, PERRY, D. POLING,  
ROMINE AND SWARTZMILLER)

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AN ACT to amend and reenact §30-38-5 of the Code of West Virginia, 1931, as amended; and to amend said code by adding thereto a new section, designated §30-38-19, all relating to requirements to perform appraisals; providing requirements for licensure or certification by reciprocity; and clarifying the requirements for temporary permits.

*Be it enacted by the Legislature of West Virginia:*

That §30-38-5 of the Code of West Virginia, 1931, as amended, be amended and reenacted; and that said code be amended by adding thereto a new section, designated §30-38-19, all to read as follows:

**ARTICLE 38. THE REAL ESTATE APPRAISER LICENSING AND  
CERTIFICATION ACT.**

**§30-38-5. Reciprocal credentialing.**

1       The board shall issue a reciprocal license or certification to  
2 an applicant from another state if the applicant holds a valid  
3 license or certification from a state whose licensing and  
4 certification program:

5       (1) Is in compliance with the provisions of Title XI of the  
6 Financial Institutions Reform, Recovery and Enforcement Act of  
7 1989 [12 U.S.C. 3331-3351] as amended by the Dodd-Frank  
8 Wall Street Reform and Consumer Protection Act of 2010; and

9       (2) That has credentialing requirements that meet or exceed  
10 those of West Virginia.

**§30-38-19. Temporary permit.**

1       (a) The board may issue a temporary permit to perform one  
2 specific assignment relating to the appraisal of real estate or real  
3 property in this state to an applicant who:

4       (1) Completes an application;

5       (2) Pays a nonrefundable application fee;

6       (3) Provides an irrevocable consent that service of process  
7 upon him or her may be made by service of process to the  
8 Secretary of State if, in an action against the applicant in a court  
9 of this state arising out of the applicant's activities as a real  
10 estate appraiser in this state, the plaintiff cannot, in the exercise  
11 of due diligence, effect personal service upon the applicant; and

12       (4) Meets the requirements for a temporary permit as  
13 established by the board by legislative rule.

14       (b) The temporary permit is subject to the terms, conditions  
15 and limitations set forth by the board by legislative rule.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

*Rocky Filipponi*  
Member — ~~Chairman, House Committee~~  
Senate

*Danny Wells*  
Chairman, Senate Committee  
House

Originating in the House.

In effect ninety days from passage.

*Angie M. Day*  
Clerk of the House of Delegates

*Joseph M. Minard*  
Clerk of the Senate

*[Signature]*  
Speaker of the House of Delegates  
*[Signature]*  
President of the Senate

The within *is approved* this the *2nd*  
day of *May*, 2013.

*Earl Ray Tombs*  
Governor

**PRESENTED TO THE GOVERNOR**

**MAY - 1 2013**

**Time** 10:27 am