

February 9, 2018

**REAL ESTATE APPRAISER BOARD
MINUTES**

There was a meeting of the Real Estate Appraiser Board on February 9, 2018. The following were present: Sherman, Schubert, Martin, St. Germain and Lamprey. Also present were staff members Rick Wisler, Dawn Couture and Bobbie Carter. Not present were Dupuis and Griffin.

1. Call to order – 9:02 a.m.

2. Interview/meeting/hearing –

9:45 a.m. Show Cause James C. Marchant – Failure to take USPAP within a two year cycle – Hearing opened at 9:50 a.m. Mr. Marchant did not appear. Testimony was heard from staff member Bobbie Carter. Hearing closed at 10:00 a.m.

10:00 Rules Hearing – Rab 100 - 200 and Rab 300 & 400 various sections. The hearing opened at 10:10 a.m. the only member of the public present was George Lemay. The Board considered the online education issue. There were 132 comments from Appraisers 51 licensee's commented that they were in favor of allowing some or all qualifying education to be taken online while 34 licensees were in favor of all qualifying education being taken in a classroom. There were 105 licensees who were in favor of online continuing education to be increased or to stay the same. A motion was made to keep the education requirement both qualifying and continuing the same as they are currently written in the rules. The motion passed 3 to 1. The hearing closed at 10:45.

3. Reading and approval of the minutes of the December 21, 2017 meeting – Moved, seconded and voted unanimously to accept the public minutes as written.

4. Communications – General –

- a. Ellen D. Sullivan – Self Reporting Disciplinary Action in New Mexico. – Noted.
- b. ASB Re: Discussion draft for potential changes to 20-21 USPAP. – Board requests that the topic be carried over to the March 30, 2018 meeting.
- c. ASC Re: Reporting Information for the AMC Registry. – A small committee was formed to determine if New Hampshire should continue to license AMC's or if the Board should consider a statute change.

5. Communications – Board Action –

- a. Email Requests from Kathy Gosselin Re: request for an extension to take her course to fulfill the requirement of her disciplinary order – Staff to reply that the Board approved the Ethics course developed by George LeMay therefore they are denying her request for an extension at this time.

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6. Unfinished Business –

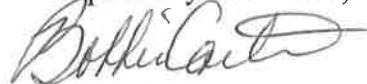
- a. Discussion on administrative Rules – Carter informed the Board that the AQB voted to adopt the exposure draft. It was moved and seconded to keep New Hampshire’s criteria the same as it is currently, motion was rescinded. It was moved, seconded and voted unanimously to not adopt the new AQB changes in criteria at this time.

7. New Business –

- a. Upon the motion of Sherman and the second of Lamprey, the Board voted by roll call vote, to conduct a non-public session for the purpose of discussing pending investigations and noting that such a non-public session is authorized by RSA 91-A:3, II (c) & (j), RSA 91-A:5, IV, Lodge v. Knowlton, 11 N.H. 574 (1978), and the Board’s executive and deliberative privileges. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.
- b. Upon the motion of Sherman and Martin, the Board by roll call vote resumed public session.
- c. Upon the motion of Sherman and the second of Martin, the Board, by roll call vote, resolved to withhold the minutes of the preceding non-public session from public disclosure pursuant to RSA 91-A:3, III on the grounds that public disclosure would be likely to render the proposed action ineffective. Each member recorded his or her vote on the motion, which passed by the unanimous vote of all members present.
- d. Deliberation on Show Cause Hearing – Moved, seconded and voted unanimously to revoke Mr. Marchant’s Certified General license effective immediately for violation of RSA 310-B:16, Rab 403.02, Rab 403.02(b) and AQB criteria specific to continuing education section III, subsection F, Number 8. by: failing to remain in compliance with the Appraisal Qualifications Board’s (AQB) standards by failing to successfully complete a seven hour National Uniform Standards of Professional Appraisal Practice (USPAP).
- e. Courses for Approval – Moved, seconded and voted unanimously to approve amending the approved course hours for “2018 Appraisers Conference and Trade Show Day 1” from 7 hours to 3 hours.
- f. Date and time of next meeting – *Friday, March 30, 2018 at 9:00 a.m.*

8. Adjournment – 11:40 a.m.

Respectfully Submitted,



Bobbie Carter
Supervisor II