



Executive Summary

State Board of Certified Real Estate Appraisers

2601 North Third Street, Harrisburg

April 9, 2015

Present at the regular meeting of the Board were: Chairman Tom Smith, Vice Chairman Eric Lehmayr, Secretary Jeffrey Walters, and members Kurt Brink, Bill Rothman, Martha Brown (Secretary of the Commonwealth Designee), Dave Tully (Office of Attorney General), and Paul Wentzel (Secretary of Banking Designee). Also present were Board Counsel Jacqueline Wolfgang and Board Administrator Heidi Weirich.

The following key discussions/actions were taken:

1. The Board welcomed new board counsel Jacqueline Wolfgang and new board member Bill Rothman.
2. The Board approved minutes from the February meeting.
3. Report of Prosecutorial Division:
 - Consent Agreement and Order, File 12-70-011372 (Steven Westbrook) The respondent performed an appraisal on a property for a divorce proceeding. The property in question included mineral rights. The expert who reviewed the case found that the respondent did not identify the mineral rights, used comparables that did not include mineral rights, and formed misleading conclusions. The respondent has no prior disciplinary history. Terms of the Agreement: \$2,500 civil penalty, \$1,000 costs of investigation, and 45-hrs remedial education including 30-hrs USPAP. Board approved.
4. The Board approved a motion to adopt and issue as a final determination the adjudication and order in the case of BPOA v Fernando M Perdigo (File 14-70-07731).
5. The Board denied a motion to deem facts admitted and authorized council to draft an adjudication and order in the case of BPOA v Craig Butterfield (File 12-70-04305).
6. Regulatory Report
 - Regulation 16A-7016 (Schedule of Civil Penalties) – The proposed rulemaking will codify and amend the Board’s current schedule of civil penalties statement of policy.
Status: The Board did not discuss the proposal.
 - Regulation 16A-7018 (Assessment Record Keeping and Reporting) – The proposed rulemaking would revise requirements for the use of certificate number and title for Certified Pennsylvania Evaluators to make the regulation consistent with standards of USPAP, the International Association of Assessment Officers and existing practices in county assessment offices.
Status: The Board did not discuss the proposal.

- Regulation 16A-7020 (Renewal Fee for Appraiser Trainees) – The proposed rulemaking would adopt a biennial renewal fee for licensed appraiser trainees.
Status: The Board did not discuss the proposal.
- Regulation 16A-7021 (Appraisal Management Companies) – The proposed rulemaking defines the scope of the Board’s jurisdiction over Appraisal Management Companies.
Status: Board counsel indicated that the draft regulation has been approved by the Office of General Counsel and is pending review by the Office of Attorney General.

7. Next Meeting – May 15, 2015.

The foregoing represents the author’s best interpretation of the significant actions and discussions of the Board. Aside from the meeting agenda, the author receives no supporting documentation or materials in advance or during the meeting, nor is the author present during any executive sessions of the Board. Therefore, this summary may not accurately reflect official actions or positions taken. Official minutes of the proceedings may be secured by contacting the Bureau of Professional & Occupational Affairs.

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For further information, contact Jennifer Shockley, Political and Community Services Manager