

Act No. 268
Public Acts of 1990
Approved by the Governor
October 16, 1990
Filed with the Secretary of State
October 17, 1990

**STATE OF MICHIGAN
85TH LEGISLATURE
REGULAR SESSION OF 1990**

Introduced by Reps. Weeks, Murphy, Stopczynski and DeMars

ENROLLED HOUSE BILL No. 5335

AN ACT to amend the title and section 3 of Act No. 152 of the Public Acts of 1979, entitled as amended "An act to provide for the establishment and collection of fees for the regulation of certain occupations and professions, and for certain agencies and businesses; and to prescribe the powers and duties of certain state agencies and departments," as amended by Act No. 461 of the Public Acts of 1988, being section 338.2203 of the Michigan Compiled Laws; and to add section 38.

The People of the State of Michigan enact:

Section 1. The title and section 3 of Act No. 152 of the Public Acts of 1979, as amended by Act No. 461 of the Public Acts of 1988, being section 338.2203 of the Michigan Compiled Laws, are amended and section 38 is added to read as follows:

TITLE

An act to provide for the establishment and collection of fees for the regulation of certain occupations and professions, and for certain agencies and businesses; to create certain funds; and to prescribe certain powers and duties of certain state agencies and departments.

Sec. 3. (1) The fees prescribed by this act shall be used only to offset the cost of operating the department.

(2) Except as otherwise provided in sections 37 and 38, the fees collected pursuant to this act shall be credited to the general fund of the state.

Sec. 38. (1) Fees for an individual licensed or seeking licensure as a state licensed real estate appraiser, state certified general real estate appraiser, or a real estate valuation specialist under article 26 of the occupational code, being sections 339.2601 to 339.2635 of the Michigan Compiled Laws, are as follows:

(a) Application processing fees:

(i) State certified real estate appraiser	\$25.00
(ii) State licensed real estate appraiser.....	\$25.00
(iii) Real estate valuation specialist.....	\$25.00

(b) Examination fees, if the department conducts its own examination:

(i) State certified real estate appraiser	\$100.00
(ii) State licensed real estate appraiser.....	\$100.00

(c) License fee, per year:

(i) State certified real estate appraiser	\$175.00
(ii) State licensed real estate appraiser.....	\$175.00
(iii) Real estate valuation specialist.....	\$175.00

(2) The license fee includes a fee imposed by the federal government under title XI of the financial institutions reform, recovery, and enforcement act of 1989, Public Law 101-73, 12 U.S.C. 3331 to 3351, which shall not exceed \$50.00 per licensee and which the department shall collect and pay to the federal government pursuant to section 2635 of the occupational code, being section 339.2635 of the Michigan Compiled Laws.

(3) The real estate appraiser education fund is established in the state treasury and shall be administered by the department. Ten dollars of each fee received under subsection (1)(c) shall be deposited with the state treasurer to the credit of the real estate appraiser education fund. The department shall utilize the real estate appraiser education fund only for the operation of departmental programs related to the education required of all licensees or applicants for licensure under article 26 of the occupational code. Any unexpended balance in the real estate appraiser education fund at the end of a fiscal year shall carry forward to the next fiscal year.

Section 2. This amendatory act shall not take effect unless House Bill No. 5439 of the 85th Legislature is enacted into law.

This act is ordered to take immediate effect.

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Clerk of the House of Representatives.

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Secretary of the Senate.

Approved.....

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Governor.