

Enrolled
Senate Bill 617

Sponsored by Senator WINTERS; Senators BAERTSCHIGER JR, FERRIOLI, GEORGE, GIROD,
HANSELL, JOHNSON, KNOPP, KRUSE, OLSEN, THOMSEN, Representative CLEM

CHAPTER

AN ACT

Relating to disciplinary proceedings of the Appraiser Certification and Licensure Board.

Be It Enacted by the People of the State of Oregon:

SECTION 1. Section 2 of this 2013 Act is added to and made a part of ORS chapter 674.

SECTION 2. (1) As used in this section, “objective basis” means a substantial objective basis for believing that, more likely than not, a violation of ORS 674.140 has occurred and a person subject to discipline under ORS 674.140 has committed the violation.

(2) Before disciplining a person under ORS 674.140, the Appraiser Certification and Licensure Board shall establish a subcommittee for the purpose of making a recommendation as to whether an objective basis exists to believe that the alleged violation occurred.

(3) To establish a subcommittee under this section, the board shall appoint to the subcommittee three members from among members of the board.

(4) A subcommittee shall review the facts of an alleged violation and, within 30 days of being established, make a recommendation described in subsection (2) of this section. If the subcommittee recommends that an objective basis exists, the subcommittee shall submit a report to the board describing the specific violation that occurred and the facts supporting the subcommittee’s recommendation.

(5) Except as provided in subsection (6) of this section, the board may commence disciplinary proceedings only after receiving a report under subsection (4) of this section.

(6) Upon a finding of serious danger to the public health or safety, the board may impose a form of discipline as allowed under ORS 183.430 (2) before receiving a report under subsection (4) of this section.

(7) The board shall adopt rules to implement this section.

Passed by Senate April 29, 2013

Repassed by Senate June 18, 2013

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Robert Taylor, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House June 13, 2013

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Tina Kotek, Speaker of House

Received by Governor:

.....M,....., 2013

Approved:

.....M,....., 2013

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John Kitzhaber, Governor

Filed in Office of Secretary of State:

.....M,....., 2013

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Kate Brown, Secretary of State