

LEGISLATIVE BUDGET BOARD
Austin, Texas

FISCAL NOTE, 85TH LEGISLATIVE REGULAR SESSION

April 22, 2017

TO: Honorable John Kuempel, Chair, House Committee on Licensing & Administrative Procedures

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: **HB3261** by Geren (Relating to the registration and regulation of appraisal management companies; authorizing fees; expanding the applicability of an occupational registration.), **As Introduced**

No significant fiscal implication to the State is anticipated.

The bill would amend the Occupations Code relating to the registration and regulation of appraisal management companies; authorizing fees; expanding the applicability of an occupational registration.

The bill would require the Texas Appraiser Licensing and Certification Board (TALCB) to collect from federally regulated appraisal companies the national registry fee required by the Appraisal Subcommittee (ASC) of the Federal Financial Institutions Examination Council, any information regarding the determination of the fee or required by state or federal law, and a fee in an amount sufficient to cover the administration of these provisions. According to the Comptroller of Public Accounts (CPA), the national registry fee would be deposited in TALCB's account outside the treasury and sent to the ASC as required by federal law.

The bill would require that TALCB deposit any disciplinary penalties it collects in a restricted fund for the purpose of developing educational programs for appraisers or conducting studies that enhance consumer protection.

TALCB is an independent subdivision of the Texas Real Estate Commission, a self-directed, semi-independent agency; therefore, any costs, savings, or changes in revenue associated with its implementation of the provisions of the bill are not considered in this analysis. Based on the analysis of the State Office of Administrative Hearings, duties and responsibilities associated with implementing the provisions of the bill could be accomplished by utilizing existing resources.

This legislation would do one or more of the following: create or recreate a dedicated account in the General Revenue Fund, create or recreate a special or trust fund either with or outside of the Treasury, or create a dedicated revenue source. The fund, account, or revenue dedication included in this bill would be subject to funds consolidation review by the current Legislature.

Local Government Impact

No fiscal implication to units of local government is anticipated.

Source Agencies: 304 Comptroller of Public Accounts, 329 Real Estate Commission, 360 State Office of Administrative Hearings

LBB Staff: UP, AO, CL, EH, EK