

*****DRAFT - NOT FOR FILING*****

1301:11-1-08 Licensed or certified appraisers from other states.

(A) A person, who has obtained a residential real estate appraiser license from another state may obtain an Ohio residential real estate appraiser license provided all of the following are satisfied:

- (1) The state that issued the person a residential real estate appraiser license has requirements that meet or exceed the requirements for a residential real estate appraiser license in Ohio;
- (2) The person completes an application form prescribed by the superintendent to be a licensed residential real estate appraiser in Ohio;
- (3) Payment of appropriate fees required by rule 1301:11-1-03 of the Administrative Code;
- (4) The person consents to service of process by means of delivering that process to the person's last known address by registered mail, return receipt requested.

When any notice sent by registered mail is returned because the person fails to claim the notice, the agency shall send the notice by ordinary mail to the person at the person's last known address and shall obtain a certificate of mailing. Service by ordinary mail is complete when the certificate of mailing is obtained unless the notice is returned showing failure of delivery.

If any notice sent by registered or ordinary mail is returned for failure of delivery the agency either shall make personal delivery of the notice by an employee or agent of the agency or shall cause a summary of the substantive provisions of the notice to be published once a week for three consecutive weeks in a newspaper of general circulation in the county where the last known address of the person is located. When notice is given by publication, a proof of publication affidavit, with the first publication of the notice set forth in the affidavit, shall be mailed by ordinary mail to the person at the person's last known address and the notice shall be deemed received as of the date of the last publication. An employee or agent of the agency may make personal delivery of the notice upon a person at any time.

Refusal of delivery by personal service or by mail is not failure of delivery and service is deemed to be complete. Failure of delivery occurs only when a mailed notice is returned by the postal authorities marked undeliverable, address or addressee unknown, or forwarding address unknown or expired. A person's last known address is the mailing address of the person appearing in the records of the agency.

- (5) ~~The person provides to the division of real estate a statement of good standing from all states from which the person holds a real estate appraiser license or certificate; and~~ The person successfully completes the criminal records check required by rule 1301:11-3-08 of the Administrative Code.
- ~~(6) (6) The superintendent may waive the requirement of an examination only if the person provides to the division of real estate a copy of his or her current appraiser license.~~

(B) A person, who has obtained a residential real estate appraiser certificate from another state may obtain an Ohio residential real estate appraiser certificate provided all of the following are satisfied:

- (1) The state that issued the person a residential real estate appraiser certificate has requirements that meet or exceed the requirements for a residential real estate appraiser certificate in Ohio;
- (2) The person completes an application form prescribed by the superintendent to be a certified residential real estate appraiser in Ohio;

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- (3) Payment of appropriate fees required by rule 1301:11-1-03 of the Administrative Code;
- (4) The person consents to service of process by means of delivering that process to the person's last known address by registered mail, return receipt requested.

When any notice sent by registered mail is returned because the person fails to claim the notice, the agency shall send the notice by ordinary mail to the person at the person's last known address and shall obtain a certificate of mailing. Service by ordinary mail is complete when the certificate of mailing is obtained unless the notice is returned showing failure of delivery.

If any notice sent by registered or ordinary mail is returned for failure of delivery the agency either shall make personal delivery of the notice by an employee or agent of the agency or shall cause a summary of the substantive provisions of the notice to be published once a week for three consecutive weeks in a newspaper of general circulation in the county where the last known address of the person is located. When notice is given by publication, a proof of publication affidavit, with the first publication of the notice set forth in the affidavit, shall be mailed by ordinary mail to the person at the person's last known address and the notice shall be deemed received as of the date of the last publication. An employee or agent of the agency may make personal delivery of the notice upon a person at any time.

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- (5) ~~The person provides to the division of real estate a statement of good standing from all states from which the person holds a real estate appraiser license or certificate; and~~ The person successfully completes the criminal records check required by rule 1301:11-3-08 of the Administrative Code.

- ~~(6) (6) The superintendent may waive the requirement of an examination only if the person provides to the division of real estate a copy of his or her current residential appraiser certificate.~~

- (C) A person, who has obtained a general real estate appraiser certificate from another state may obtain an Ohio general real estate appraiser certificate provided all of the following are satisfied:

- (1) The state that issued the person a general real estate appraiser certificate has requirements that meet or exceed the requirements for a general real estate appraiser certificate in Ohio;
- (2) The person completes an application form prescribed by the superintendent to be a certified general real estate appraiser in Ohio;
- (3) Payment of appropriate fees required by rule 1301:11-1-03 of the Administrative Code;
- (4) The person consents to service of process; by means of delivering that process to the person's last known address by registered mail, return receipt requested.

When any notice sent by registered mail is returned because the person fails to claim the notice, the agency shall send the notice by ordinary mail to the person at the person's last known address and shall obtain a certificate of mailing. Service by ordinary mail is complete when the certificate of mailing is obtained unless the notice is returned showing failure of delivery.

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shall make personal delivery of the notice by an employee or agent of the agency or shall cause a summary of the substantive provisions of the notice to be published once a week for three consecutive weeks in a newspaper of general circulation in the county where the last known address of the person is located. When notice is given by publication, a proof of publication affidavit, with the first publication of the notice set forth in the affidavit, shall be mailed by ordinary mail to the person at the person's last known address and the notice shall be deemed received as of the date of the last publication. An employee or agent of the agency may make personal delivery of the notice upon a person at any time.

Refusal of delivery by personal service or by mail is not failure of delivery and service is deemed to be complete. Failure of delivery occurs only when a mailed notice is returned by the postal authorities marked undeliverable, address or addressee unknown, or forwarding address unknown or expired. A person's last known address is the mailing address of the person appearing in the records of the agency.

(5) ~~The person provides to the division of real estate a statement of good standing from all states from which the person holds a real estate appraiser license or certificate; and~~ The person successfully completes the criminal records check required by rule 1301:11-3-08 of the Administrative Code.

~~(6) (6) The superintendent may waive the requirement of an examination only if the person provides to the division of real estate a copy of his or her current general appraiser certificate.~~

(D) Upon notice from the division of real estate that an application is incomplete or incorrect as filed, the applicant shall, within thirty days of the date of the last such notice, submit to the division the additional requested information or the corrected application. Failure to timely submit the additional requested information or the corrected application shall constitute just cause for the superintendent to void the application.