



Illinois Department of Financial and Professional Regulation

Division of Real Estate

JB PRITZKER
Governor

DEBORAH HAGAN
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MARIO TRETO, Jr.
Acting Director
Division of Real Estate

DIVISION OF REAL ESTATE POLICY STATEMENT 2019-002

Credit For Continuing Education Courses Taken Between July 1, 2019 and September 30, 2019


Section 5-45(c) of the Real Estate Appraiser Licensing Act of 2002 (225 ILCS 458/1 *et. seq.*) requires the Department of Financial and Professional Regulation to establish a continuing education completion deadline for appraisal licensees. The current completion schedule is set forth at 68 Ill. Adm. Code 1455.160 (a)(5), which states in pertinent part as follows: “[b]eginning in 2019, and for each renewal thereafter, a licensee seeking renewal shall complete CE by the June 30 CE Completion Deadline.”

Because the continuing education completion deadline does not coincide with the license renewal deadline for the current license renewal period, the Division of Real Estate is issuing this policy statement to set forth the manner in which continuing education courses taken between July 1, 2019 and September 30, 2019 will be credited.

If a licensee has successfully completed all required continuing education for the license renewal period ending September 30, 2019 on or before the continuing education completion deadline of June 30, 2019, then credit for all continuing education courses taken between July 1, 2019 and September 30, 2019 may be credited toward the license renewal period ending September 30, 2021. Licensees will be responsible for informing their education provider if they wish to have a course taken during these three months credited to the 2021 renewal period.

Dated this 17th day of May 2019.

DEPARTMENT OF FINANCIAL AND PROFESSIONAL
REGULATION OF THE STATE OF ILLINOIS

By:  _____

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DIVISION OF REAL ESTATE POLICY STATEMENT 2019-001

Consent to Administrative Supervision (CAS) Policy

The Real Estate Appraiser Licensing Act of 2002 provides at 225 ILCS 458/15-10(c) as follows:

In appropriate cases, the Department may resolve a complaint against a licensee through the issuance of a Consent to Administrative Supervision order. A licensee subject to a Consent to Administrative Supervision order shall be considered by the Department as an active licensee in good standing. This order shall not be reported or considered by the Department to be a discipline of the licensee. The records regarding an investigation and a Consent to Administrative Supervision order shall be considered confidential and shall not be released by the Department except as mandated by law. A complainant shall be notified if his or her complaint has been resolved by a Consent to Administrative Supervision order.

The Appraisal Subcommittee of the Federal Financial Examinations Council (the “ASC”), which is responsible for monitoring individual states in the licensing and certification of real property appraisers, has advised the Division of Real Estate (the “DRE”) that, when reviewing any Consent to Administrative Supervision Order, it will look to ensure that it complies with the following directives:

- The Consent to Administrative Supervision Order is not considered discipline;
- The Consent to Administrative Supervision will not be reported to the National Registry;
- That Consent to Administrative Supervision may or may not be used toward an appraiser’s continuing education requirement; and
- If the requirements/conditions set forth in the Consent to Administrative Supervision Order are not satisfied by a specified date, this failure of compliance with the Consent to Administrative Supervision may (or will) prompt the Real Estate Appraisal Administration and Disciplinary Board to continue pursuing the complaint for possible disciplinary action.

The Appraisal Subcommittee has also advised DRE that the use of Consent to Administrative Supervision could be a useful tool to help resolve complaints that do not rise to the level of stronger disciplinary actions, such as first-time complaints that are minor in nature.

Effective as of the date of this Policy Statement, and in accordance with its the statutory authority for using Consent to Administrative Supervision to resolve certain complaints and recognizing the Appraisal Subcommittee’s viewpoint relative to Consent to Administrative Supervision, the DRE may

choose to utilize Consent to Administrative Supervision, in a consistent and equitable manner supported by sufficient relevant documentation for first time offenses, including continuing education violations, that do not rise to the level of negligence or USPAP non-compliance and suggest a need for further education or mentoring. Consent to Administrative Supervision shall, be limited to Respondents who have no history of public discipline and only one disciplinary action pending and who have not received a disposition of Consent to Administrative Supervision in the past three years. The administrative supervision period and nature of the supervision shall be consistent and equitable based on the nature of the underlying complaint.

Dated this 17th day of May 2019.

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