

## **Balanced Membership Plan**

**(1) Committee Name.**

Appraisal Subcommittee Advisory Committee for Development of Regulations (ASCAC).

**(2) Authority.**

Pursuant to the provisions of Section 1106 of Title XI as amended by the 2010 Dodd-Frank Act, the Federal Advisory Committee Act (FACA) of 1972 (5 U.S.C., Appendix, as amended), and 41 C.F.R. § 102-3.50(a) (required by statute), the Appraisal Subcommittee (ASC) established ASCAC.

**(3) Mission/Function.**

Pursuant to the committee charter, the objectives and scope of activities of ASCAC is to provide independent advice and recommendations to the ASC from the points of view of industry participants, including appraisers, lenders, consumer advocates, real estate agents, and government agencies regarding the development of regulations which may be prescribed by the ASC concerning: (1) temporary practice; (2) national registries; (3) information sharing; and (4) enforcement. The ASC is primarily seeking independent advice from ASCAC concerning sanctions ASCAC deems advisable for purposes of enforcement of regulations promulgated by the ASC to State appraiser regulatory programs.

**(4) Points of View.**

Pursuant to statute, ASCAC membership shall represent industry participants, including appraisers, lenders, consumer advocates, real estate agents and government agencies. Given the statutory amendments to Title XI, appraisal management companies will also be represented as industry participants.

All ASCAC members will have extensive experience concerning the appraiser regulatory framework for federally related transactions. The points of view are to reflect those entities that are active participants in this framework that may be immediately and directly affected by ASCAC's recommendations regarding development of regulations which may be prescribed by the ASC.

While participants in appraiser regulatory framework share a common interest to protect Federal financial and public policy interests in real estate related transactions by requiring that real estate appraisals utilized in connection with federally related transactions are performed in writing, in accordance with uniform standards, by individuals whose competency has been demonstrated and whose professional conduct will be subject to effective supervision, they often have conflicting interests with respect to regulatory issues. By appointing representatives across the broad range of industry participants as required by statute, the ASC expects to hear diverse viewpoints as well as benefit from members' high level practical expertise in the appraiser regulatory framework. Consideration will be given to a broad representation of geographic areas, gender, race, ethnicity, and disability.

Approximate number of individuals representing various perspectives:

- Appraisers - 3
- Lenders - 3 (1 smaller, 1 larger, 1 non-bank)
- Consumer advocates - 1
- Real estate agents – 1
- Government agencies (State appraiser regulatory agencies) - 7
- Appraisal Management Companies (AMCs) – 2

It is anticipated that committee members will be Representatives rather than Special or Regular Government Employees.

**(5) Other balance factors.**

State appraiser regulatory agencies will be selected to provide a balanced and diverse representation of geographic region and appraiser population. Federally registered lobbyists shall not be appointed to ASCAC.

**(6) Candidate Identification Process.**

Pursuant to the charter, members of the committee are nominated by the ASC Executive Director and approved by the ASC Chairman in consultation with ASC members. The term of the appointment is for two years. The ASCAC Chairperson and Vice Chairperson will be nominated by the ASC Executive Director and selected by the ASC Chairman in consultation with ASC members to serve in that capacity for two years, and may be reappointed.

Associations representing appraisers, lenders, consumer advocacy groups and real estate agents will be contacted to nominate individuals to represent the interests of their organization. Representation of State appraiser regulatory agencies will be based on section 5 above. Potential members will be identified and recommended to the ASC Chairman by the ASC Executive Director working with the Designated Federal Officer (DFO) and the agency's FACA attorney. A short list of the best qualified candidates will be developed for approval by the ASC Chairman in consultation with ASC members. The resulting top candidates will be contacted for interest and availability. Formal letters of invitation to serve will be extended by the DFO.

**(7) Vacancies.**

Appointments to fill vacancies will be handled in the same manner as other appointments to ASCAC. While the charter states ASCAC will not exceed 17 members, the charter does not specify a fixed or required number of members. When a member leaves ASCAC, the committee Chairperson working with the DFO will make a determination as to whether the interest represented by the member in question remains adequately represented by other members. Depending on the determination that is made, the member may be replaced by another individual representing the same or a different interest or may not be replaced.

**(8) Date.**

February 18, 2014