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# Appraisal Subcommittee

*Federal Financial Institutions Examination Council*

November 14, 2002

Mr. Thomas P. Michels, Vice President  
West Pacific Division  
Bank of Hawaii  
P. O. Box BH  
Hagåtña, Guam 96932

Dear Mr. Michels:

As a member of Guam's Banking Commission ("Commission"), we appreciate your interest in Guam's real estate appraiser regulatory program ("Program"). On May 22, 2002, you met with Ms. Vicki Ledbetter of our staff to discuss inconsistencies between the Guam Real Estate Appraiser Law and Title XI of the Financial Institutions Reform, Recovery, and Enforcement Act of 1989, as amended, ("Title XI"). You offered your assistance in resolving any inconsistencies. With the enclosed letter dated October 31, 2002, the Department of Revenue and Taxation ("Department") agreed to transmit the necessary proposed amendments to the Office of the Speaker of the Guam Legislature. As discussed in your meeting with Ms. Ledbetter, we are providing you this information so that you and the Commission may track the proposed legislation and offer any assistance you deem appropriate to facilitate its adoption.

Title XI is part of Federal banking law. The Appraisal Subcommittee of the Federal Financial Institutions Examination Council is the Federal government agency responsible, among other things, for overseeing State real estate appraiser regulatory programs. In exercising our oversight, we perform periodic on-site reviews of each State's program to monitor compliance with Title XI. We first cited Guam's statutory inconsistencies with Title XI after our May 1999 on-site review. We noted, then and now, that Department staff informally implemented appraiser licensing and certification procedures to conform to Title XI. Guam, however, needs to amend its statute.

We are pleased that the Department has transmitted the proposed amendments for legislative consideration. We hope this legislative action brings successful resolution to this outstanding concern.

Sincerely,

Ben Henson  
Executive Director

cc: George V. Cruz, Director  
John Carlos, Regulatory Examiner Supervisor  
Rosita Owens, Regulatory Programs Administrator

Enclosure