

State Corporation Commission 2009 Fiscal Impact Statement

1. Bill Number: HB2030

House of Origin ☐ Introduced ☐ Substitute ☐ Engrossed
Second House ☐ In Committee ☐ Substitute ☒ Enrolled

2. Patron: Marshall, D.W.

3. Committee: Passed Both Houses

4. Title: **Mortgage Lender and Broker Act; employee background checks and training.**

5. Summary: Mortgage Lender and Broker Act; employee background checks and training. Repeals provisions enacted in 2008 that require licensed mortgage lenders and brokers (i) to conduct background checks on employees who may have access to or process personal identifying or financial information from a member of the public and (ii) to ensure that their employees are properly trained in applicable state and federal mortgage lending laws and regulations.

6. Fiscal Impact Estimates: None.

7. Budget Amendment Necessary: No.

8. Fiscal Implications: None.

9. Specific Agency or Political Subdivisions Affected: State Corporation Commission and its Bureau of Financial Institutions

10. Technical Amendment Necessary: No.

11. Other Comments: The sections repealed by this bill (House Bill 2030) pertain to employee background checks and employee training programs in the Mortgage Lender and Broker Act. House Bill 2031 (also patroned by Delegate D. Marshall) will require mortgage loan originators to have a background check and meet certain education requirements prior to licensure. However, the code sections repealed by this bill (§§ 6.1-423.1 and 6.1-423.2 of the Code of Virginia) apply to “employees” and not just loan originators.

Date: 2/23/09 E. J. Face, Jr./A. Bowser
cc: Secretary of Commerce and Trade