

subject to a licensing system established by the Director, he or she may publish those findings and enter an order requiring the person to cease and desist from committing or causing such violation and any future violation.

Section 27 of the Act allows the Director to serve on a person he or she believes has engaged in fraud a written notice of intention to prohibit the person from being licensed under the Act, licensed or registered under any of the financial licensing acts, or employed by, an agent of, or a control person of a licensee or registrant under any of the financial licensing acts.)

The period of temporary authority would begin on the date on which the individual submitted the information required for licensure and the annual operating fee, and had met the applicable surety bond requirement, and would end on the earliest of the following dates:

- The date on which the individual withdrew the application submitted for licensure.
- The date on which the Director of the Department of Insurance and Financial Services denied, or issued a notice of intent to deny, the application.
- The date on which the Director approved the application.
- The date that was 120 days after the date on which the individual submitted the application, if the application were listed on the nationwide mortgage licensing system and registry as incomplete.

With respect to the temporary authority authorized, both of the following would apply:

- A person employing an individual who had temporary authority to act as a mortgage loan originator in Michigan would be subject to the applicable Michigan law to the same extent as if the individual were a licensed mortgage loan originator.
- An individual who had temporary authority to act as a mortgage loan originator in Michigan and who engaged in residential mortgage loan origination activities would be subject to the applicable Michigan law to the extent as if that individual were a licensed mortgage loan originator.

The bill would take effect on November 24, 2019.

MCL 439.133 et al.

Legislative Analyst: Stephen Jackson

FISCAL IMPACT

The bill would have no fiscal impact on State or local government.

Fiscal Analyst: Elizabeth Raczkowski

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This analysis was prepared by nonpartisan Senate staff for use by the Senate in its deliberations and does not constitute an official statement of legislative intent.