

**UTAH RESIDENTIAL MORTGAGE REGULATORY
COMMISSION MEETING**

Heber M. Wells Building

Room 210

9:00 a.m.

February 5, 2014

MINUTES

STAFF MEMBERS PRESENT

Jonathan Stewart, Division Director

Jeffery Nielsen, Chief Investigator

Renda Christensen, Board Secretary

Jan Buchi, Mortgage Education Coordinator

COMMISSION MEMBERS PRESENT

Steve Hiatt, Chair

Rodney "Butch" Dailey, Commissioner

Cathy Gardner, Commissioner

GUESTS

Lynette Gilbert

Patricia Sosa

Kay Ashton

The meeting on January 2, 2014 of the Utah Residential Mortgage Regulatory Commission began at 9:04 a.m. with Chair Hiatt conducting.

Commissioners Miller and Gonzales are excused from the meeting this month.

Mark Fagergren and Justin Barney are attending USPAP training today and will be excused from the meeting.

PLANNING AND ADMINISTRATIVE MATTERS

Approval of Minutes – A motion was made to approve the minutes from the January 2, 2014 meeting as drafted. The minutes from January will have to be approved next month, because there is not a quorum to vote today.

DIVISION REPORTS

Director's Report – Jonathan Stewart

Director Stewart said he received a new draft of the Division's bill last night and will review it today. There has been a delay in the numbering because of the last minute suggested changes from industry members. There are only two changes proposed by the Division to the statutes in the Division's bill. One will be to allow for the voluntary surrender of a license from a licensee, and independent underwriters are required to be licensed.

The Division will get a new Assistant Attorney General, Elizabeth Harris, on February 24, 2014. Ms. Harris is moving her family from California to Utah. She will be replacing Xanna DeGooyer who left the Division in October 2013.

Enforcement Report – Jeffery Nielsen

Mr. Nielsen reported in January the Division received 6 complaints; opened no cases; referred no cases to the Attorney General's office; closed 3 cases; leaving the total number of cases at 58.

There are no stipulations to review this month.

Education and Licensing Report – Jan Buchi

Mr. Fagergren is out of the office today attending USPAP training, so Ms. Buchi will be giving the Education and Licensing report.

Ms. Buchi reported at the end of this renewal cycle that ended on December 31, 2013, the Division had received 87% of the licensees requesting renewal. At the end of December there were 3,474 individual licensees and 720 entities requesting renewals. Now that we are in the reinstatement period, the Division has received 200 more individuals and 42 entities are requesting renewals. The numbers are down approximately 560 licensees from last year, but the numbers show that we are up 488 from the same time last year. Ms. Buchi said this shows a steady incline to increase our number of licensees. The reinstatement period will continue until the end of February.

All renewals have been approved except for 33 that are on Hold for disclosure issues that are being reviewed by Ms. Christensen and Mr. Barney.

Ms. Buchi reported the Division has had an unusual experience this year on renewals. There are three licensees who renewed but their checks have bounced, and NMLS has not been able process the checks. Those three licenses will be suspended until they have paid their renewal fees.

On February 18 through the 21, 2014 the Users Conference will be held in Miami, Florida. Jennica Robison will be representing the Division this year. The difference with this conference will be all the new users that have come onto the NMLS system will be there.

As approved by the Commission, the Division now has two hours of continuing education in addition to the 8 hours required by NMLS for renewal this coming year for the 2015 license. The Division sent out the course outline to 58 course providers, and two providers have been approved. Those providers are Advanced Systems Training Pro, and Pro Schools. Advanced Systems is offering the class on-line and in the classroom, and Pro Schools is offering an on-line course.

The Uniform State Test ("UST"), that is currently a stand-alone exam, is available

through the end of March. The Division is advising licensees who have called to take the exam for those states who have adopted the UST if they plan to be licensed in other states. Utah does not recognize the exam. After March 31, 2014 if a licensee wants to be licensed in other states, they will have to take the entire national exam over again.

COMMISSION AND INDUSTRY ISSUES

Updates on Rules – Jonathan Stewart

Mr. Barney is out of the office today attending the USPAP training, and Director Stewart will give the report. Director Stewart said there are no pending rules to review this month.

Discussion: PLM Qualifications, Kay Ashton

Mr. Ashton presented a case to the Commission of an employee who has worked in the banking management for 30 years, but does not have the required points to apply for a lending manager license. After discussion of the issue, the Commission has requested the Division prepare an answer and present it in next month's Commission meeting.

A brief recess was taken from 9:45 a.m. to 10:00 a.m.

OPEN TO PUBLIC

10:00 Training by Assistant Attorney General Tony Patterson on Administrative/Hearing Procedures

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A motion was made to adjourn the meeting. Vote: Chair Hiatt, yes; Commissioner Dailey, yes; Commissioner Gardner, yes. The meeting adjourned at 11:51 a.m.