

February 16, 2005

H 237. DOT MINORITY/WOMEN BUSINESSES PROGRAM. TO REAFFIRM AND CLARIFY STATE POLICY CONCERNING PARTICIPATION BY DISADVANTAGED MINORITY-OWNED AND WOMEN-OWNED BUSINESSES IN HIGHWAY CONSTRUCTION, AS RECOMMENDED BY THE JOINT LEGISLATIVE TRANSPORTATION OVERSIGHT COMMITTEE. Amends GS 136-28.4(b) to require that at least every five years, Dep't of Transportation conduct study on the availability and utilization of minority-owned and women-owned business enterprises and evidence of race-based and gender-based discrimination against such business enterprises in contracts for state highways and roads (was, established 10% goal for minority and 5% goal for women business participation). Provides that if study shows continued effects of discrimination, Dep't must adopt a specific program to remedy discrimination. Enacts new GS 136-28.4(b1) to require that program designed to remedy past discrimination incorporate those remedies identified in Department's 2004 Second Generation Disparity Study. Provides that program adopted by Dep't shall utilize annual aspirational goals for participation by women and minority-owned businesses, not mandatory goals, and that quotas are not authorized. Amends GS 136-28.4(c) to define "minority" as those racial or ethnicity classifications which are found by a study conducted under section to: (1) have been subjected to discrimination in the relevant marketplace; and (2) have been adversely affected in their ability to obtain contracts with the Dep't. Requires that Dep't report to Jt. Transportation Oversight Committee on the results of each study conducted under act, and semiannually on the utilization of minority and women-owned businesses. Makes technical corrections. Provides that GS 136-28.4 expires August 31, 2009.

Intro. by Coates, Saunders.

Ref. to St. Gov.

GS 136

July 6, 2005

H 237. REVISE MORTGAGE LENDING ACT (NEW). Intro. 2/16/2005. House committee substitute makes the following changes to 1st edition. Deletes all provisions and replaces with *AN ACT TO UPDATE THE MORTGAGE LENDING ACT BY ALLOWING REGISTRATION OF LIMITED LOAN OFFICERS OF DEFINED AFFILIATED MORTGAGE BANKERS AND TO ESTABLISH ADDITIONAL SUPERVISION AND ENFORCEMENT AUTHORITY FOR THE COMMISSIONER OF BANKS*. Amends Article 19A (Mortgage Lending Act) of Chapter 53 of the General Statutes to permit solicitation and acceptance of applications for mortgage loans by licensed limited loan officers employed by an affiliated mortgage banker, as defined in Act. Establishes licensure requirements for limited loan officers and requires notification of hiring of limited loan officers. Establishes conditions under which persons who have applied for licensure may act as loan officers before the NC Commissioner of Banks acts on the application. Authorizes Commissioner to deny, suspend, revoke, or refuse to issue or renew license if a licensee falsely certifies attendance or completion of hours at an approved mortgage lending continuing education course. Makes conforming changes.

July 28, 2005

H 237. REVISE MORTGAGE LENDING ACT. Intro. 2/16/05. House committee substitute makes the following changes to 2nd edition. Amends GS 53-243.02 to also prohibit a loan officer from being employed by more than one affiliated mortgage banker at one time and to authorize the NC Comm'r of Banks to deny a mortgage broker or mortgage banker (was, mortgage broker or mortgage lender) the right to employ a loan officer under certain circumstances. Also modifies proposed GS 53-243.05A to limit to 60 days the length of time an applicant for a limited loan officer license may act provisionally. Amends GS 53-243.08 to allow an affiliated mortgage banker to designate a branch manager who does not meet the experience requirements of GS 53-243.05(c)(1) as long as the banker certifies that the person has been employed by that banker for at least one year as a loan officer or limited loan officer or in a comparable position in another state. Makes technical change.

August 29, 2005

SL 2005-316 (H 237). REVISE MORTGAGE LENDING ACT. AN ACT TO UPDATE THE MORTGAGE LENDING ACT BY ALLOWING REGISTRATION OF LIMITED LOAN OFFICERS OF DEFINED AFFILIATED MORTGAGE BANKERS AND TO ESTABLISH ADDITIONAL SUPERVISION AND ENFORCEMENT AUTHORITY FOR THE COMMISSIONER OF BANKS. Summarized in *Daily Bulletin* 7/6/05 and 7/28/05. Enacted August 25, 2005. Effective August 25, 2005.