

HOUSE BILL No. 2481

AN ACT amending the Kansas mortgage business act; amending K.S.A. 2000 Supp. 9-2201, 9-2202, 9-2203, 9-2204, 9-2205, 9-2206, 9-2207, 9-2208, 9-2209, 9-2211, 9-2212, 9-2213, 9-2214, 9-2215, 9-2216 and 9-2220 and repealing the existing sections.

Be it enacted by the Legislature of the State of Kansas:

New Section 1. (a) Each licensee shall maintain a journal of mortgage transactions at the licensee's principal place of business, which shall include at least the following information:

- (1) Name, address and telephone number of each loan applicant;
- (2) type of loan applied for and date of application; and
- (3) disposition of loan application, indicating date of loan funding, loan denial, withdrawal and name of lender if applicable.

(b) Each licensee shall annually, on or before April 1, file a written report with the commissioner containing the information that the commissioner may reasonably require concerning the licensee's business and operations during the preceding calendar year. The report shall be made in the form prescribed by the commissioner. Any licensee who fails to file the report required by this section with the commissioner by April 1 shall be subject to a late penalty of \$100 for each day after April 1 the report is delinquent, but in no event shall the aggregate of late penalties exceed \$5000. The commissioner may relieve any licensee from the payment of any penalty, in whole or in part, for good cause.

Sec. 2. K.S.A. 2000 Supp. 9-2201 is hereby amended to read as follows: 9-2201. As used in this act:

(a) "Bona fide office" means ~~a registrant's physical office~~ *an applicant's or licensee's principal place of business* which meets all of the following requirements:

- (1) The office is located in this state;
- (2) the office is not located in a personal residence;
- (3) the office has regular hours of operation;
- (4) the office is accessible to the public;
- (5) the office *is leased or owned by the licensee and serves as an office for the transaction of the licensee's mortgage business;*
- ~~(6) the office is staffed by the registrant or an employee of the registrant;~~
- ~~(7) (6) the office is separate from any office of another registrant; and~~
- ~~(8) the office contains the books and records of the registrant or copies of the books and records~~
- (7) *all of licensee's books, records and documents are accessible through that office.*

(b) "Branch office" means *a place of business, other than a principal place of business, where mortgage business is conducted, and which is licensed as required by this act.*

~~(b)~~ (c) "Commissioner" means the Kansas state bank commissioner.

~~(c)~~ "Employee" means ~~any individual:~~

- ~~(1) Who is employed solely by a registrant or applicant, and who is not acting as an independent contractor;~~
- ~~(2) who conducts mortgage business activities only in the name of the registrant or applicant; and~~
- ~~(3) whose conduct of mortgage business is the responsibility of the registrant or applicant.~~

(d) "License" means *a license issued by the commissioner to engage in mortgage business as a mortgage company.*

(e) "Licensee" means *a person who is licensed by the commissioner as a mortgage company.*

(f) "Loan originator" means *an individual:*

- (1) *Who engages in mortgage business on behalf of a single mortgage company;*
- (2) *who is registered with the commissioner as required by this act;*
- (3) *whose conduct of mortgage business is the responsibility of the licensee; and*
- (4) *whose job responsibilities include direct contact with borrowers during the loan origination process, which can include soliciting, negotiating, acquiring, arranging or making mortgage loans for others, obtaining personal or financial information, assisting with the preparation of loan applications or other documents, quoting loan rates or terms, or providing required disclosures. It does not mean a person whose job responsibilities on behalf of a licensee are solely clerical in nature.*

~~(d)~~ (g) "Mortgage business" means *engaging in, or holding out to the*

public as willing to engage in, for compensation or gain, or in the expectation of compensation or gain, directly or indirectly, the business of making, originating, servicing, soliciting, placing, negotiating, acquiring, selling, or arranging for others, or offering to solicit, place, negotiate, acquire, sell or arrange for others, mortgage loans in the primary market.

(h) *“Mortgage company” means a person engaged in mortgage business from a principal place of business or branch office, which has been licensed as required by this act.*

~~(e)~~ (i) *“Mortgage loan” means a loan or agreement to extend credit made to a natural person which is secured by a first or second mortgage, deed of trust, contract for deed or other similar instrument or document; and which creates a lien on representing a security interest or lien upon any lot intended for residential purposes or a one-to-four family dwelling, located in this state, occupied or intended to be occupied for residential purposes by the owner, including the renewal or refinancing of any such a loan.*

~~(f)~~ (j) *“Person” means any individual, sole proprietorship, corporation, partnership, trust, association, joint venture, pool syndicate, unincorporated organization or other form of entity, however organized.*

~~(g)~~ (k) *“Primary market” means the market wherein mortgage loans are originated between a lender and a borrower, whether or not through a mortgage broker or other means.*

(l) *“Principle place of business” means a licensed place of business where mortgage business is conducted, which has been designated by a licensee as the primary headquarters from which all mortgage business and administrative activities are managed and directed.*

~~(h)~~ (m) *“Promotional items” means pens, pencils, hats and other such novelty items.*

~~(i)~~ (n) *“Registrant” means any individual or other entity who holds a valid certificate of registration to conduct mortgage business in this state as a loan originator.*

Sec. 3. K.S.A. 2000 Supp. 9-2202 is hereby amended to read as follows: 9-2202. The following are exempt from the ~~registration~~ *licensing* requirements of this act:

(a) Any bank, ~~bank holding company~~, savings bank, trust company, savings and loan association, building and loan association, industrial loan company or credit union ~~regulated by an agency~~ *organized, chartered or authorized under the laws of the United States or of any state which is authorized to make loans and to receive deposits;*

(b) any entity directly or indirectly regulated by an agency of the United States or of any state which is a subsidiary or affiliate of any entity listed in subsection (a) if 25% or more of such entity’s common stock is owned by any entity listed in subsection (a);

(c) any person who is registered ~~with the Kansas securities commissioner~~ as a loan broker pursuant to K.S.A. 50-1001 et seq., and amendments thereto, or who is licensed ~~by the Kansas consumer credit commissioner~~ as a supervised lender pursuant to K.S.A. 16a-2-301 et seq., and amendments thereto;

(d) the United States of America, the state of Kansas, any other state, or any agency or instrumentality of any governmental entity; and

~~(e) a registrant’s employee~~

(e) *any individual who with their own funds for their own investment makes a purchase money mortgage or finances the sale of their own property, except that any person who enters into more than five such investments or sales in any twelve-month period shall be subject to all provisions of this act.*

Sec. 4. K.S.A. 2000 Supp. 9-2203 is hereby amended to read as follows: 9-2203. ~~It shall be unlawful for any person to engage in or to advertise, publish or otherwise hold out to the public that such person is engaged in the mortgage business without first being registered with the commissioner as required by this act.~~

(a) *Mortgage business shall only be conducted in this state at or from a mortgage company licensed by the commissioner as required by this act. A licensee shall be responsible for all mortgage business conducted on their behalf by loan originators or other employees.*

(b) *Mortgage business involving loan origination shall only be conducted in this state by an individual who has first been registered with*

the commissioner as a loan originator as required by this act. Loan origination shall only be conducted at or from a mortgage company and a registrant shall only engage in mortgage business on behalf of one mortgage company.

~~(c) Any such individual or member or officer of any such corporation or other entity person~~ violating this section act shall be guilty of a misdemeanor, and upon conviction shall be punished by a definite term of confinement in the county jail which shall be fixed by the court and shall not exceed one year, or a fine not exceeding \$5,000 or both.

Sec. 5. K.S.A. 2000 Supp. 9-2204 is hereby amended to read as follows: 9-2204. (a) Any person required to register ~~be licensed as a mortgage company~~ pursuant to this act shall submit to the commissioner ~~an a separate application for registration~~ *the principal place of business and each branch office* on forms prescribed and provided by the commissioner. The application ~~or applications~~ shall contain information the commissioner deems necessary to adequately identify:

(1) ~~The location and~~ nature of the mortgage business to be conducted, *principal place of business address and each branch office address;*

(2) the identity, character and qualifications of an individual applicant;

(3) the identity, character and qualifications of the *loan originators, owners, officers, directors, members, partners and employees of the entity*, if the applicant is a partnership, corporation or other business entity;

(4) the name under which the applicant intends to conduct business; and

(5) other information the commissioner requires to evaluate the financial responsibility and condition, character, qualifications, and fitness of the applicant and compliance with the provisions of this act.

~~(b) Any individual required to register as a loan originator pursuant to this act shall submit to the commissioner an application for registration on forms prescribed and provided by the commissioner. The application shall contain information the commissioner deems necessary to adequately identify the location where the individual engages in mortgage business activities, the licensee for whom the registrant will conduct mortgage business and other information the commissioner requires to evaluate the condition, character, qualifications, and fitness of the applicant and compliance with the provisions of this act.~~

~~(c) Each application for registration shall be accompanied by a nonrefundable fee of not less than \$100 \$50, which may be increased by rules and regulations pursuant to K.S.A. 2000 Supp. 9-2209, and amendments thereto.~~

~~(d) An application for registration shall be approved, and a non-assignable certificate of license or registration shall be issued to the applicant provided:~~

(1) The commissioner has received the complete application and fee required by this section; ~~and~~

(2) ~~the commissioner determines the proposed name under which an applicant for a mortgage company license intends to conduct business is not misleading or otherwise deceptive; and~~

~~(3) the commissioner determines the financial responsibility and condition, character, qualifications and fitness of the applicant warrants a belief that the business of the applicant will be conducted competently, honestly, fairly and in accordance with all applicable state and federal laws.~~

Sec. 6. K.S.A. 2000 Supp. 9-2205 is hereby amended to read as follows: 9-2205. (a) A ~~certificate of license or~~ registration shall become effective as of the date specified on the face of the certificate.

~~(b) The registration~~ A license shall be renewed in each odd-numbered year by filing with the commissioner, at least 30 days prior to the expiration of the ~~registration~~ license, a renewal application, containing information the commissioner requires to determine the existence of material changes from the information contained in the applicant's original ~~registration~~ license application or prior renewal applications.

~~(c) A registration shall be renewed annually by filing with the commissioner, at least 30 days prior to the expiration of the registration, a renewal application, containing information the commission requires to~~

determine the existence of material changes from the information contained in the applicant's original registration application or prior renewal applications, including the completion of any continuing education requirements.

~~(e)~~ (d) Each renewal application shall be accompanied by a nonrefundable fee which shall be established by rules and regulations pursuant to K.S.A. 2000 Supp. 9-2209, and amendments thereto.

~~(d)~~ (e) Any renewal application received by the commissioner after the expiration date of the registrant's current certificate license or registration shall be treated as an original application and be subject to all reporting and fee requirements contained in K.S.A. 2000 Supp. 9-2204, and amendments thereto.

Sec. 7. K.S.A. 2000 Supp. 9-2206 is hereby amended to read as follows: 9-2206. If the commissioner fails to issue a ~~certificate of license or~~ registration within 60 days or grant a renewal within 30 days after a filed application is deemed complete by the commissioner, the applicant may make written request for an appeal on the issue of the applicant's registration or renewal qualifications hearing. The commissioner shall conduct a hearing in accordance with the Kansas administrative procedure act.

Sec. 8. K.S.A. 2000 Supp. 9-2207 is hereby amended to read as follows: 9-2207. The commissioner may deny, suspend, revoke, or refuse to renew ~~the a license or~~ registration of a mortgage business issued pursuant to this act, if the commissioner finds, after notice and opportunity for a hearing conducted in accordance with the provisions of the administrative procedures act, that:

(a) The applicant, licensee or registrant has repeatedly or willfully violated any section of this act or any rule and regulation or order lawfully made pursuant to this act;

(b) facts or conditions exist which would have justified the denial of the license, registration or renewal had these facts or conditions existed or been known to exist at the time the application for the license, registration or renewal was made;

(c) the applicant, licensee or registrant has filed with the commissioner any document or statement containing any false representation of a material fact or fails to state a material fact;

(d) the applicant, licensee or registrant has been convicted of any crime involving fraud, dishonesty or deceit;

(e) the applicant, licensee or registrant has engaged in or is engaging in deceptive business practices;

(f) the applicant, licensee or registrant, or an employee of the applicant, licensee or registrant, has been the subject of any disciplinary action by this agency or any other state or federal regulatory agency;

(g) a final judgment has been entered against the applicant, licensee or registrant in a civil action and the commissioner finds, based upon the conduct on which the judgment is based, that licensing or registration of such person would be contrary to the public interest;

(h) the applicant, licensee or registrant, or an employee of the applicant, licensee or registrant has been convicted of engaging in mortgage business activity without authorization pursuant to K.S.A. 2000 Supp. 9-2203, and amendments thereto or a substantially similar offense in another state; or

(i) the applicant, licensee or registrant has refused to furnish information required by the commissioner within a reasonable period of time as established by the commissioner.

Sec. 9. K.S.A. 2000 Supp. 9-2208 is hereby amended to read as follows: 9-2208. (a) ~~Every certificate of registration shall be properly displayed in a prominent place within the registrant's place of business~~ Each licensee shall prominently display the license of any principal place of business and any branch office in a way that reasonably assures recognition by customers and members of the general public who enter the registrant's licensee's place of business.

(b) Prior to entering into any contract for the provision of services or prior to the registrant licensee receiving any compensation or promise of compensation for a mortgage loan the registrant licensee shall acquire from the customer a signed acknowledgment containing such information as the commissioner may prescribe by rule and regulation. ~~A copy of the~~

~~acknowledgment~~ *The signed acknowledgment shall be retained by the licensee and a copy shall be provided to the customer.*

~~(c) The registrant shall identify that such registrant is registered under this act in all advertising or solicitations directed to Kansas residents, including internet solicitations. For the purpose of this subsection, "advertising" does not include business cards or promotional items.~~

(c) All solicitations and published advertisements concerning mortgage business directed at Kansas residents, including those on the internet or by other electronic means, shall contain the words "Kansas licensed mortgage company," and must also contain the name, address and license number of the licensee, which shall be the same as the name, address and number on record with the commissioner. Each licensee shall maintain a record of all solicitations or advertisements for a period of 25 months. For the purpose of this subsection, "advertising" does not include business cards or promotional items.

(d) No solicitation or advertisement shall contain false, misleading or deceptive information, or indicate or imply that the interest rates or charges stated are "recommended," "approved," "set" or "established" by the state of Kansas.

~~(e)~~ *(e) No licensee or registrant shall conduct mortgage business in this state using any name other than the name or names stated on the certificate of their license or registration.*

Sec. 10. K.S.A. 2000 Supp. 9-2209 is hereby amended to read as follows: 9-2209. The commissioner may exercise the following powers:

(a) Adopt rules and regulations as necessary to carry out the intent and purpose of this act;

(b) make investigations and examinations of the ~~registrant's~~ licensee's operations, books and records as the commissioner deems necessary for the protection of the public;

(c) charge reasonable costs of investigation, *administration* or examination to be paid by the *applicant, licensee or* registrant under investigation ~~or, examination or requiring administrative action;~~

(d) order any *licensee or* registrant to cease any activity or practice which the commissioner deems to be deceptive, dishonest, violative of state or federal law or unduly harmful to the interests of the public;

(e) exchange any information regarding the administration of this act with any agency of the United States or any state which regulates the *licensee or* registrant or administers statutes, rules and regulations or programs related to mortgage loans; ~~and~~

(f) disclose to any person or entity that an applicant's, *licensee's or* registrant's ~~certificate of application, license or~~ registration has been denied, suspended, revoked or refused renewal;

(g) require or permit any person to file a written statement, under oath or otherwise as the commissioner may direct, setting forth all the facts and circumstances concerning any apparent violation of this act, or any rule and regulation promulgated thereunder or any order issued pursuant to this act; ~~and~~

(h) receive, as a condition in settlement of any investigation or examination, a payment designated for consumer education to be expended for such purpose as directed by the commissioner;

(i) require that any applicant, registrant, licensee or other person successfully passes a standardized examination designed to establish such person's knowledge of mortgage business transactions and all applicable state and federal law. Such examinations shall be created and administered by the commissioner, or the commissioner's designee, and may be made a condition of application approval or application renewal; and

(j) require that any licensee, registrant or other person complete a minimum number of continuing education hours on an annual or biannual basis. Continuing education courses shall be approved by the commissioner, or the commissioner's designee, and may be made a condition of application renewal.

Sec. 11. K.S.A. 2000 Supp. 9-2211 is hereby amended to read as follows: 9-2211. (a) Each applicant or ~~registrant~~ licensee who maintains a bona fide office shall ~~comply with at least one of the following:~~

~~(1) Submit written evidence which establishes, to the commissioner's satisfaction, that the applicant or registrant is approved as a mortgagee by:~~

- ~~(A) The federal department of housing and urban development;~~
- ~~(B) the federal national mortgage association; or~~
- ~~(C) the federal home loan mortgage corporation.~~

~~(2) (A) file with the commissioner a surety bond or irrevocable letter of credit in the amount of \$25,000 \$50,000, in a form acceptable to the commissioner, issued by an insurance company or financial institution authorized to conduct business in this state, securing the applicant's or registrant's licensee's faithful performance of all duties and obligations of a registrant licensee meeting the following requirements:~~

~~(i) (1) The bond or letter of credit shall be payable to the office of the state bank commissioner;~~

~~(ii) (2) the terms of the bond or irrevocable letter of credit shall provide that it may not be terminated without 30 days prior written notice to the commissioner; and~~

~~(iii) (3) the bond or irrevocable letter of credit shall be available for the recovery of expenses, fines and fees levied by the commissioner under this act, and for losses or damages which are incurred by any borrower or consumer as a result of the applicant's or registrant's licensee's failure to comply with the requirements of this act; and~~

~~(B) submit evidence that establishes, to the commissioner's satisfaction, that the applicant or registrant shall at all times maintain not less than \$10,000 in liquid assets acceptable to the commissioner.~~

~~(3) Submit evidence that establishes, to the commissioner's satisfaction, that the applicant or registrant shall at all times maintain a minimum net worth of \$100,000. Evidence of net worth shall include the submission of a balance sheet accompanied by a written statement by an independent certified public accountant attesting that the balance sheet has been reviewed in accordance with generally accepted accounting principles.~~

~~(b) Each applicant or registrant licensee who does not maintain a bona fide office shall comply with both of the following:~~

~~(1) File with the commissioner a surety bond or irrevocable letter of credit in the amount of \$100,000, in a form acceptable to the commissioner, issued by an insurance company or financial institution authorized to conduct business in this state, securing the applicant's or registrant's licensee's faithful performance of all duties and obligations of a registrant licensee meeting the following requirements:~~

~~(A) The bond or letter of credit shall be payable to the office of the state bank commissioner;~~

~~(B) the terms of the bond or irrevocable letter of credit shall provide that it may not be terminated without 30 days prior written notice to the commissioner; and~~

~~(C) the bond or irrevocable letter of credit shall be available for the recovery of expenses, fines and fees levied by the commissioner under this act, and for losses or damages which are incurred by any borrower or consumer as a result of the applicant's or registrant's licensee's failure to comply with the requirements of this act;~~

~~(2) Submit evidence that establishes, to the commissioner's satisfaction, that the applicant or registrant licensee shall at all times maintain a minimum net worth of \$50,000. Evidence of net worth shall include the submission of a balance sheet accompanied by a written statement by an independent certified public accountant attesting that the balance sheet has been reviewed in accordance with generally accepted accounting principles.~~

Sec. 12. K.S.A. 2000 Supp. 9-2212 is hereby amended to read as follows: 9-2212. ~~(a) Except for those persons meeting the requirements of K.S.A. 2000 Supp. 9-2202 and amendments thereto, a registrant shall not~~ *No person required to be licensed or registered under this act shall:*

~~(a) Pay compensation to, contract with or employ as an independent contractor in any manner, any person engaged in mortgage business who does not hold a valid certificate of registration is not properly licensed or registered, unless such person meets the requirements of K.S.A. 9-2202, and amendments thereto;~~

~~(b) No person shall be employed by a registrant without the prior written approval of the commissioner if such person employ any person who has:~~

~~(1) Had a certificate of license or registration denied, revoked, suspended or refused renewal; or~~

- (2) been convicted of any crime involving fraud, dishonesty or deceit;
- ~~(3)~~ (c) *delay closing of a mortgage loan for the purpose of increasing interest, costs, fees or charges payable by the borrower;*
- ~~(4)~~ (d) *misrepresent the material facts or make false promises intended to influence, persuade or induce an applicant for a mortgage loan or mortgagee to take a mortgage loan or cause or contribute to misrepresentation by any person acting on the licensee's behalf;*
- ~~(5)~~ (e) *misrepresent to or conceal from an applicant for a mortgage loan or mortgagor, material facts, terms or conditions of a transaction to which the licensee or registrant is a party;*
- ~~(6)~~ (f) *engage in any transaction, practice or business conduct that is not in good faith, or that operates a fraud upon any person in connection with the making of or purchase or sale of any mortgage loan;*
- ~~(7)~~ (g) *receive compensation for rendering mortgage business services where the licensee or registrant has otherwise acted as a real estate broker or agent in connection with the sale of the real estate which secures the mortgage transaction unless the licensee or registrant has provided written disclosure to the person from whom compensation is collected that the licensee or registrant is receiving compensation both for mortgage business services and for real estate broker or agent services;*
- ~~(8)~~ (h) *engage in any fraudulent residential mortgage brokerage or underwriting practices;*
- ~~(9)~~ (i) *advertise, display, distribute, broadcast or televise, or cause or permit to be advertised, displayed, distributed, broadcast or televised, in any manner, any false, misleading or deceptive statement or representation with regard to rates, terms or conditions for a mortgage loan;*
- ~~(10)~~ (j) *record a mortgage if moneys are not available for the immediate disbursement to the mortgagor unless, before that recording, the licensee informs the mortgagor in writing of a definite date by which payment shall be made and obtains the mortgagor's written permission for the delay; or*
- ~~(11)~~ (k) *transfer, assign or attempt to transfer or assign, a license or registration to any other person.*

Sec. 13. K.S.A. 2000 Supp. 9-2213 is hereby amended to read as follows: 9-2213. (a) Within three business days of receipt a ~~registrant~~ licensee shall deposit all fees and money received from a borrower prior to the time a loan is consummated in an escrow account in a bank, savings bank, savings and loan association or credit union incorporated under the laws of this state, or organized under the laws of the United States or another state.

(b) For each borrower the ~~registrant~~ licensee shall maintain a separate record of all money received for any service performed or to be performed, including any payment to a third party, setting forth:

- (1) The date the money was received;
 - (2) the amount of money received;
 - (3) the date the money was deposited in the escrow account; and
 - (4) the date, description, and justification for each disbursement.
- (c) Upon the request of a borrower, a copy of the record required by subsection (b) shall be provided to the borrower:
- (1) Within five business days of consummation of the loan; or
 - (2) within five business days of receipt of written notice of the borrower's intention to withdraw from the loan transaction.

Sec. 14. K.S.A. 2000 Supp. 9-2214 is hereby amended to read as follows: 9-2214. All original documents provided to the ~~registrant~~ licensee by the borrower or at the expense of the borrower, including any appraisals, are the property of the borrower and at the borrower's request, shall be returned to the borrower without further expense if the loan is not consummated.

Sec. 15. K.S.A. 2000 Supp. 9-2215 is hereby amended to read as follows: 9-2215. (a) A ~~registrant~~ licensee shall provide written notice to the commissioner within 10 business days of the occurrence of any of the following events:

- ~~(1) A change in the registrant's main office address;~~
- ~~(2) (1) The opening, closing or relocation of the principal place of business or any branch office of the registrant located in this state;~~
- ~~(3) (2) a change in the registrant's licensee's name or legal entity status; or~~

~~(4)~~ (3) the addition of an or loss of any loan originator, owner, officer, partner or director to the registrant's business.

(b) The commissioner may request additional information concerning any written notice received pursuant to subsection (a) and charge a reasonable fee for any action required by the commissioner as a result of such notice and additional information.

Sec. 16. K.S.A. 2000 Supp. 9-2216 is hereby amended to read as follows: 9-2216. (a) A ~~registrant~~ licensee shall keep for at least 25 months copies of all ~~deposit receipts, canceled checks, trust account records, required federal and state disclosures and other relevant~~ documents or correspondence received or prepared by the ~~registrant~~ licensee or registrant in connection with a loan or loan application and those records and documents required by the commissioner by rules and regulations adopted pursuant to K.S.A. 2000 Supp. 9-2209, and amendments thereto. If the loan is not serviced by a ~~registrant~~ licensee, the retention period commences on the date the loan is closed or, if the loan is not closed, the date of the loan application. If the loan is serviced by a ~~registrant~~ licensee, the retention period commences on the date the loan is paid in full or the date the ~~registrant~~ licensee ceases to service the loan.

(b) All books, records and any other documents held by the ~~registrant~~ licensee shall be made available for examination and inspection by the commissioner or the commissioner's designee. Certified copies of all records not kept within this state shall be delivered to the commissioner within three business days of the date such documents are requested.

Sec. 17. K.S.A. 2000 Supp. 9-2220 is hereby amended to read as follows: 9-2220. The provisions of K.S.A. 2000 Supp. 9-2201 through 9-2220, and amendments thereto, and section 1, and amendments thereto, shall be known and may be cited as the Kansas mortgage business act.

Sec. 18. K.S.A. 2000 Supp. 9-2201, 9-2202, 9-2203, 9-2204, 9-2205, 9-2206, 9-2207, 9-2208, 9-2209, 9-2211, 9-2212, 9-2213, 9-2214, 9-2215, 9-2216 and 9-2220 are hereby repealed.

Sec. 19. This act shall take effect and be in force from and after November 1, 2001, and its publication in the statute book.

I hereby certify that the above BILL originated in the HOUSE, and passed that body

HOUSE concurred in
SENATE amendments _____

Speaker of the House.

Chief Clerk of the House.

Passed the SENATE
as amended _____

President of the Senate.

Secretary of the Senate.

APPROVED _____

Governor.