

Speaker of the House
State House
Annapolis, MD 21401

Dear Mr. Speaker:

In accordance with Article II, Section 17 of the Maryland Constitution, I have today vetoed House Bill 1096 - *Mortgage Lenders - Sole Proprietors - Qualifications for Licensure*.

This bill authorizes the Commissioner of Financial Regulation to issue a mortgage lender license to an applicant who is a sole proprietor and who does not meet the 3-year experience requirement under specified circumstances; specifying the conditions under which a sole proprietor may be licensed under the Act; prohibiting a sole proprietor who is licensed under the Act from aiding or assisting a borrower to obtain a loan from a financial institution other than the institution identified in the license application.

Senate Bill 643, which was passed by the General Assembly and signed by me on May 26, 2004, accomplishes the same purpose. Therefore, it is not necessary for me to sign House Bill 1096.

Very truly yours,
Robert L. Ehrlich, Jr.
Governor

House Bill No. 1096

AN ACT concerning

Mortgage Lenders - Sole Proprietors - Qualifications for Licensure

FOR the purpose of authorizing the Commissioner of Financial Regulation to issue a mortgage lender license to an applicant who is a sole proprietor and who does not meet a certain experience requirement under certain circumstances; specifying the conditions under which a sole proprietor may be licensed under this Act; prohibiting a sole proprietor who is licensed under this Act from aiding or assisting a borrower to obtain a loan from a financial institution other than the financial institution identified in the license application; prohibiting a sole proprietor who is licensed under this Act from being compensated for mortgage brokerage activities on a certain basis or receiving a certain finder's fee; prohibiting a sole proprietor who is licensed under this Act from handling borrower or other third party funds in connection with the brokering or closing of a mortgage loan ~~with a certain exception~~; prohibiting a sole proprietor who is licensed under this Act from referring a borrower to another licensee; prohibiting a sole proprietor who is licensed under this Act from making mortgage loans; allowing a sole proprietor who is licensed under this Act to forward a certain check to a certain financial institution; and generally relating to the qualifications for licensure of sole proprietors as mortgage lenders.

BY repealing and reenacting, with amendments,