

**77th OREGON LEGISLATIVE ASSEMBLY – 2013 Regular Session
STAFF MEASURE SUMMARY
House Committee on Consumer Protection & Government Efficiency**

**MEASURE: HB 2239
CARRIER: Rep. Holvey**

REVENUE: No revenue impact

FISCAL: Minimal fiscal impact, no statement issued

Action: Do Pass

Vote: 8 - 0 - 1

Yeas: Doherty, Johnson, Keny-Guyer, Lively, Richardson, Smith, Vega Pederson, Holvey

Nays: 0

Exc.: Thatcher

Prepared By: Bob Estabrook, Administrator

Meeting Dates: 2/12, 2/14

WHAT THE MEASURE DOES: Limits exemption from Oregon Mortgage Lender Law for holding companies and eliminates exemption for subsidiaries and affiliates of holding companies and financial institutions.

ISSUES DISCUSSED:

- Interaction of state and federal regulatory and enforcement authority
- Efficacy of complaint processes
- Number of affected entities
- Existing exemptions

EFFECT OF COMMITTEE AMENDMENT: No amendment.

BACKGROUND: The Department of Consumer and Business Services regulates the mortgage lending industry in Oregon under the Mortgage Lender Law, which prohibits residential mortgage transactions by any person not exempt from or licensed under the law. Current law, dating to the 1990s, exempts bank and financial holding companies, and subsidiaries and affiliates of holding companies and financial institutions, from licensure requirements. House Bill 2239 limits the exemption for holding companies to financial holding companies and bank holding companies that do no more than control a subsidiary or affiliate and do not engage in the business of a mortgage banker or mortgage broker. The measure also removes subsidiaries and affiliates from the exemption entirely.

2/15/2013 2:01:00 PM

This summary has not been adopted or officially endorsed by action of the committee.

Committee Services Form – 2013 Regular Session