

# TITLE 750 DEPARTMENT OF FINANCIAL INSTITUTIONS

## CURRENT CODE EMERGENCY RULES

### DISCLAIMER:

As an aid to legal research, this document provides a list of currently effective emergency rules adopted by state agencies in the manner set forth in [IC 4-22-2-37.1](#). Emergency rules adopted by Department of Financial Institutions expire as set forth in [IC 24-4.4-1-101](#) and [IC 24-4.5-1-106](#).

While every effort has been made to ensure the accuracy of the list, this list may not provide an exhaustive enumeration of currently effective emergency rules. This list is not intended to be a substitute for traditional legal research.

Exclusion of an emergency rule from this list does not affect the validity of the emergency rule. This list does not, itself, establish authority for the adoption of rules.

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Digest	DIN
Adds 750 IAC 9 concerning mortgage lenders and originators. Effective July 23, 2009.	<a href="#">20090729-IR-750090577ERA</a> . Readopted filed Nov 3, 2021, 10:48 a.m.: <a href="#">20211201-IR-750210427RFA</a>
Amends 750 IAC 9-1-1 concerning the term "mortgage transaction". Amends 750 IAC 9-2-2 concerning the date of applicable federal law. Amends 750 IAC 9-2-4 relating to the applicability of article to "dwellings". Amends 750 IAC 9-2-5 relating to the exclusion for registered mortgage loan originators. Amends 750 IAC 9-3-1 concerning the licensing of loan processors and underwriters who are independent contractors. Amends 750 IAC 9-3-2 relating to fees for licensing of mortgage loan originators. Amends 750 IAC 9-3-5 concerning preclicensing education requirements. Effective February 11, 2010.	<a href="#">20100217-IR-750100102ERA</a> . Readopted filed Nov 3, 2021, 10:48 a.m.: <a href="#">20211201-IR-750210427RFA</a> .
Amends 750 IAC 9-1-1 to correct an outdated citation. Amends 750 IAC 9-2-2 concerning the date of applicable federal law. Amends 750 IAC 9-3-3 concerning criminal background checks. Amends 750 IAC 9-4-1 concerning notification of the department of felony convictions. Effective January 13, 2011.	<a href="#">20110119-IR-750110043ERA</a> . Readopted filed Nov 3, 2021, 10:48 a.m.: <a href="#">20211201-IR-750210427RFA</a> .

Amends 750 IAC 9-1-1 concerning the terms "employee", "federal banking agencies", "loan processor or underwriter", "mortgage loan originator", "mortgage transaction", "Nationwide Mortgage Licensing System and Registry" or "NMLSR", and "unique identifier" and adding the terms "American Association of Residential Mortgage Regulators" or "AARMR", "bona fide nonprofit organization", "Conference of State Bank Supervisors" or "CSBS", "Consumer Financial Protection Bureau" or "CFPB", "expungement", "Farm Credit Administration", "housing finance agency", "independent contractor", "land contract", "regularly engaged", and "state". Amends 750 IAC 9-2-2 to add a reference to policies and guidance. Amends 750 IAC 9-2-5 relating to the exclusions for registered mortgage loan originators and governmental agencies and instrumentalities. Amends 750 IAC 9-2-6 to change the reference from Housing and Urban Development to the CFPB and to change the reference from guidelines to guidance. Amends 750 IAC 9-2-7 to add a reference to policy and guidance. Amends 750 IAC 9-3-1 relating to licensing of persons regularly engaged in the origination of mortgage loan transactions and exempting from licensing employees of bona fide nonprofit organizations. Amends 750 IAC 9-3-2 concerning the duty to update inaccurate or incomplete information. Amends 750 IAC 9-3-3 to provide that an expunged criminal conviction is not considered a conviction for licensing purposes, but the director may consider the expunged conviction in determining licensee's eligibility. Amends 750 IAC 9-3-6 to change the number of times an individual may retake a test from three to two consecutive times. Amends 750 IAC 9-3-8 to provide that records filed through NMLSR are official records when reduced to paper. Amends 750 IAC 9-3-9 to require licensees to certify they are meeting the minimum standards and to update information provided on the renewal application. Amends 750 IAC 9-3-11 to revise the revocation and suspension provisions so that they are uniform in all state consumer credit laws. Amends 750 IAC 9-4-2 to require mortgage loan originators to provide prompt and accurate information to their employers to enable timely filing of annual reports of condition. Effective December 15, 2011.

[20111221-IR-750110778ERA](#). Readopted filed Nov 3, 2021, 10:48 a.m.: [20211201-IR-750210427RFA](#).

Amends 750 IAC 9-1-1, 750 IAC 9-2-2, 750 IAC 9-2-8, 750 IAC 9-3-1, 750 IAC 9-3-3, 750 IAC 9-3-5, 750 IAC 9-3-6, and 750 IAC 9-3-8, to incorporate federal changes to the federal SAFE Act, and to amend statutory references to the Indiana Loan Broker Act, pursuant to the emergency rulemaking authority granted under [IC 24-4.4-1-101](#). Adds 750 IAC 9-3-2.5, to incorporate federal changes to the federal SAFE Act, to establish the criteria by which a mortgage loan originator license applicant is eligible to operate as a mortgage loan originator in this state on temporary authority during pendency of the applicant's mortgage loan originator license application, pursuant to the emergency rulemaking authority granted under [IC 24-4.4-1-101](#). Statutory authority: [IC 24-4.4-1-101](#). Effective November 24, 2019.

[20190828-IR-750190416ERA](#). Readopted filed Nov 3, 2021, 10:48 a.m.: [20211201-IR-750210427RFA](#).

Amends 750 IAC 1-1-1(c) to change the dollar amounts relating to bankruptcy property exemptions, updates the description of one of the exemptions, and identifies the date when the bankruptcy exemptions are next subject to change. Statutory authority: [IC 4-22-2-37.1](#); [IC 24-4.5-1-106](#); [IC 24-4.5-6-107](#). Effective March 1, 2022.

[20220216-IR-750220037ERA](#).

Amends 750 IAC 1-1-1(a) to change the dollar amounts in the Uniform Consumer Credit Code. Amends 750 IAC 1-1-1(b) to change the dollar amount for high cost home loans under [IC 24-9-2-8](#). Statutory authority: [IC 4-22-2-37.1](#). Effective January 1, 2023.

[20220720-IR-750220234ERA](#).

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