



STATE OF ALABAMA  
STATE BANKING DEPARTMENT



The Alabama Secure and Fair Enforcement for Mortgage Licensing Act of 2009, also known as the Alabama S.A.F.E. Mortgage Licensing Act of 2009, now codified as Title 5, Chapter 26, Code of Alabama 1975, requires the licensure and regulation of the business practices of mortgage loan originators. Act 2009-627, which added this chapter, provides in §22:

“The effective date of this act shall be June 1, 2009; however, in order to facilitate an orderly transition to licensure and minimize disruption in the mortgage marketplace, the effective date for licensure requirements of this act shall be June 1, 2010, or such later date approved by the Secretary of the U.S. Department of Housing and Urban Development, pursuant to the authority granted under Public Law 11-289, Section 1508(a)”

The Secretary of the U.S. Department of Housing and Urban Development has established the date of July 31, 2010, as the date of mandatory compliance with the applicable federal law. In Order to avoid any confusion as to the date at which licensure is required, and to promote an orderly transition, and to coordinate the effective date of state compliance with the effective date of federal compliance, acting pursuant to the authority granted him by §5-26-4(4) of the Alabama S.A.F.E. Act, the Supervisor of the Bureau of Loans of the Alabama State Banking Department does establish the following interim procedure for licensure:

“After July 31, 2010, all individuals, unless specifically exempted from the Alabama S.A.F.E. Act, shall not engage in the business of a mortgage loan originator with respect to any dwelling located in this state without first obtaining and maintaining annually a license under the Alabama S.A.F.E. Act.”

Issued at Montgomery, Alabama, this 18<sup>th</sup> day of May, 2010.

Scott Corscadden  
Supervisor, Bureau of Loans  
Alabama State Banking Department