

REGULATORY MEMORANDUM – NEW AMENDMENTS TO THE MISSISSIPPI CONSUMER LOAN BROKER LAW

TO: Consumer Loan Broker Licensees

**FROM: Theresa L. Brady
Deputy Commissioner**

**RE: New Amendments to Mississippi Consumer Loan Broker Law
EFFECTIVE IMMEDIATELY**

DATE: June 1, 2004

This Memorandum is to inform the Regulatory Contact for the Licensee of recent amendments made to Section 81-19-1 et seq., Mississippi Code of 1972, Annotated, the Mississippi “Consumer Loan Broker Law”. The amended bill (House Bill #924) was signed into law by Governor Barbour on April 20, 2004 and became effective immediately. The following is a **BRIEF SYNOPSIS** of the amendments. For a complete copy of the law, please refer to the Department’s website www.dbcf.state.ms.us or to the Legislative website to download a copy of House Bill #924: <http://billstatus.ls.state.ms.us/2004/pdf/mainmenu.htm>. In the newly amended law, where words are underlined, it means that this is new language to the law. Where there is a ***, it means that language has been deleted from the law.

- 1) Section 81-19-7 was amended to exempt certified public accountants from the provisions of the law. It provides that attorneys or certified public accountants that are exempted from the law are still subject to the provisions of the law, except for the requirements of obtaining a license and posting a bond.
- 2) Section 81-19-23 was amended to provide that a consumer loan broker shall not charge a service charge exceeding three percent (3%) of the original principal amount of the loan or a fee of Twenty-five Dollars (\$25.00), whichever is greater.
- 3) Section 81-19-29 was amended to authorize the Commissioner to issue a Cease & Desist Order to those violating the Consumer Loan Broker Law.