

**Rulemaking Docket<sup>1</sup>**  
**Financial Institutions Division**  
**Article 13 – Loan Originators**  
**December 20, 2024**

**1. The subject matter of the proposed rule.**

The Arizona Department of Insurance and Financial Institutions – Financial Institutions Division (“Department”) is proposing changes to A.A.C. Title 20, Chapter 4, Article 13 – Loan Originators. The changes being proposed by the Department will reflect the structural change to the former Department of Financial Institutions which merged with the Department of Insurance to form the Department of Insurance and Financial Institutions (the “new agency”), on July 1, 2020. The former Department of Financial Institutions became a division of the new agency.

As a result of the merger, the new agency made statutory changes to eliminate the position of Superintendent. Instead, the Director of the new agency assumed those duties. This structural change necessitated replacing references to “Superintendent” with “Director” throughout the Article.

When reviewing the rules in the Article, the Department also endeavored to modernize the current rules since the most recent rulemaking for Article 13 was in 2011. The Department is also correcting Federal statutory cites. This rulemaking does not relate to a Five-Year Review Report.

The rules augment the correlating statutory sections regulating these entities found at Title 6, A.R.S. §§ 6-991 through 6-991.22.

This rulemaking amends Article 13 (Loan Originators) as follows:

- R20-4-1301 (Scope of Article) will be amended to add clarifying language.
- R20-4-1302 (Course of Study to Qualify for Licensure) will be amended to correct statutory references, to replace “Superintendent” with “Director,” and to remove unnecessary capitalization.

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<sup>1</sup> A.R.S. § 41-1021(B)

- R20-4-1303 (Financial Responsibility) will be amended to replace “Superintendent” with “Director,” and to update statutory references.
- R20-4-1304 (Fees) will be amended to correct statutory references and to add clarifying language.
- R20-4-1305 (Practice and Procedure) will be amended to replace “Superintendent” with “Director.”

**2. A citation to all published notices relating to the proceeding.**

Docket Opening: 30 A.A.R. 3837, December 20, 2024  
 Notice of Proposed Rulemaking: 30 A.A.R. 3821, December 20, 2024  
 Notice of Final Rulemaking: TBD

**3. The name and address of agency personnel with whom persons may communicate regarding the rule.**

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 Address: Arizona Department of Insurance and Financial Institutions  
 100 North 15<sup>th</sup> Ave., Suite 261, Phoenix, Arizona 85007-2630  
 Telephone: (602)364-3476  
 E-mail: mary.kosinski@difi.az.gov

**4. Where written submissions on the proposed rule may be inspected.**

Contact the person listed in Item 3.

**5. The time during which written submissions may be made and the time and place where oral comments may be made.**

December 20, 2024 through January 19, 2025 (See the announcement on the Department’s website regarding the Comment Period:

<https://difi.az.gov/laws/rulemaking-announcements>)

**6. Where a copy of the economic, small business and consumer impact statement and the minutes of the pertinent council meeting may be inspected.**

TBD

**7. The current status of the proposed rule.**

The Department has opened the Docket and published the Notice of Proposed

Rulemaking (see Item 2). The Department is currently taking written comments or requests for an Oral Proceeding.

**8. Any known timetable for agency decisions or other action in the proceeding.**

TBD

**9. The date the rule was sent to the council.**

TBD

**10. The date of the rule's filing and publication.**

TBD

**11. The date the rule was approved by the council.**

TBD

**12. When the rule will become effective.**

TBD