



# AZ Consumer Lender Branch License Transition Checklist (Branch)

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## CHECKLIST SECTIONS

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## GENERAL INFORMATION

**Note from AZ-DFI:** We ask that you provide the necessary information needed to make our decision within 10 days of the date we notify you of any deficiencies. This is to ensure the application can be processed and to avoid any undue delay. Untimely submissions may result in your application being considered withdrawn. If the application is withdrawn, the applicant will have the ability to reapply and the application fee will be waived.

### Transition to NMLS

Companies holding the Arizona Department of Financial Institutions (AZ-DFI) Consumer Lender Branch License are able to submit a license transition request through NMLS by filing a Branch Form (MU3) and an Individual Form (MU2) for each of their branch managers. AZ-DFI Consumer Lender Branch License will be available in NMLS to submit the transition request starting May 1<sup>st</sup>, 2017. The transition to NMLS for this license is *optional*.

Before the Branch Form (MU3) can be submitted, companies must complete and submit the Company Form (MU1) through for the AZ-DFI Consumer Lender License main location.

**Note:** If you already have a record in NMLS and have submitted these forms in the past, you do not need to re-enter your company information into NMLS. You will only need to identify the business activities your company conducts and the states in which the various activities are conducted. Then, you will select the appropriate license in Arizona, and complete a few state-specific fields.

It is important that current licensees have the appropriate transition number available when completing and submitting their Branch Form (MU3), so they are not charged a new application fee. The transition number is your 7 digit AZ-DFI license number. This is found on the top of your AZ-DFI license after the letters "CL -".

AZ-DFI encourages current licensees that wish to transition their license to NMLS, to update their information with AZ-DFI by May 1, 2017 so there will be no pending changes to submit at the time of transition.

See Arizona Revised Statutes Title 32, Chapter 9 – [Consumer Lender Branch Transition](#).

## Notice to Applicant Pursuant to [A.R.S. § 41-1030](#)

An agency shall not base a licensing decision in whole or in part on a licensing requirement or condition that is not specifically authorized by statute, rule or state tribal gaming compact. A general grant of authority in statute does not constitute a basis for imposing a license requirement or condition unless a rule is made pursuant to that general grant of authority that specifically authorizes the requirement or condition.

This section may be enforced in a private civil action and relief may be awarded against the State. The court may award reasonable attorney fees, damages and all fees associated with the license application to a party that prevails in an action against the state for a violation of this section.

A State employee may not intentionally or knowingly violate this section. A violation of this section is cause for disciplinary action or dismissed pursuant to the Agency's adopted personnel policy.

This section does not abrogate the immunity provided by section 12-820.01 or 12-820.02.

## Activities Authorized Under This License

This license authorizes the following activities...

- Consumer Loan Servicing
- Consumer Loan Lending
- Private Student Loan Lending

## Document Uploads Guidance

Documents that must be uploaded to the *Document Uploads* section of the Branch Form (MU3) in NMLS are indicated in the checklist below. When uploading documents:

- Follow the guidance in [Document Upload Descriptions and Examples](#).
- Only upload documents relevant to the company application.
- Only upload documents where there is a selectable document category. If inappropriate documents are uploaded that should not be, you will be contacted by your regulator and asked to remove them from NMLS.
- Do not upload the same company documents multiple times. Generally, unless the document is state-specific, if the document has already been uploaded for another state, a new upload is not required unless changes have been made.
- If a document previously uploaded has been revised, delete the old document and replace it with the new document (history of the old document will remain in NMLS).
- For state-specific documents (e.g., Surety Bonds), be sure to indicate the applicable state.

## Helpful Resources

- [Transitioning an Existing Branch License](#)
- [Document Upload Descriptions and Examples](#)
- [Payment Options Quick Guide](#)
- [License Status Definitions Quick Guide](#)

## Agency Contact Information

Contact *Arizona Department of Financial Institutions* licensing staff by phone at (602) 771-2800 or send your questions via email to [licensing@azdfi.gov](mailto:licensing@azdfi.gov) for additional assistance.

THE APPLICANT/LICENSEE IS FULLY RESPONSIBLE FOR ALL OF THE REQUIREMENTS OF THE LICENSE FOR WHICH THEY ARE APPLYING. THE AGENCY SPECIFIC REQUIREMENTS CONTAINED HEREIN ARE FOR GUIDANCE ONLY TO FACILITATE APPLICATION THROUGH NMLS. SHOULD YOU HAVE QUESTIONS, PLEASE CONSULT LEGAL COUNSEL.

**LICENSE FEES** - Fees collected through NMLS are not REFUNDABLE or TRANSFERABLE.

Complete	AZ Consumer Lender Branch License	Submitted via...
Note	AZ-DFI License/Registration Transition Fee: \$0 NMLS Transition Processing Fee: \$0	N/A

**REQUIREMENTS COMPLETED IN NMLS**

Complete	AZ Consumer Lender Branch License	Submitted via...
<input type="checkbox"/>	<p><b>Submission of Branch Form (MU3):</b> Complete and submit the Branch Form (MU3) in NMLS. This form serves as the transition request for the license/registration through NMLS.</p> <p>See the <a href="#">Transitioning an Existing Branch License Quick Guide</a> for instructions on how to submit the transition request.</p> <p><b>When selecting your license in the Branch Form (MU3), you will be asked to enter your existing license number. Be sure to enter your 7 digit AZ-DFI license number.</b></p> <p><b>This is found on the top of your AZ-DFI license after the letters "CL -".</b></p>	NMLS
<input type="checkbox"/>	<p><b>Other Trade Names:</b> If this branch is operating under a name that is different from the applicant's legal name, that name ("Trade Name", "Assumed Name" or "DBA") must be listed under the <i>Other Trade Names</i> section of both the Branch Form (MU3) and the Company Form (MU1).</p> <p><b>AZ Consumer Lender Branch License are prohibited from using more than one other trade name for each license obtained.</b> Therefore, please be advised that applicants must hold an AZ Consumer Lender Branch License - Other Trade Name for each other trade name listed in the <i>Other Trade Names</i> section of the Branch Form (MU3). Arizona Department of Financial Institutions does not allow more than one of other trade names to be held.</p> <p>If operating under an "Other Trade Name", upload documentation regarding ability to do business under that trade name. This document should be named <i>Arizona Consumer Lender Branch Trade Name – Assumed Name</i>.</p>	<p>NMLS</p> <p><b>Upload in NMLS:</b> under the Document Type <u>Trade Name/Assumed Name Registration Certificates</u> in the <i>Document Uploads</i> section of the Company Form (MU1).</p>
<input type="checkbox"/>	<p><b>Branch Manager:</b> A Branch Manager must be designated for each licensed location. A Branch Manager is defined as an individual whose principal office is physically located in, who is in charge of, and who is responsible for the business operations of a branch office.</p>	NMLS
<input type="checkbox"/>	<p><b>Branch Manager (MU2) Attestation:</b> Complete the Individual Form (MU2) in NMLS. This form must be attested to by the applicable branch manager before it is able to be submitted along with the Branch Form (MU3).</p>	NMLS

Complete	AZ Consumer Lender Branch License	Submitted via...
<input type="checkbox"/>	<p><b>Disclosure Questions:</b> Branch managers must provide a complete and detailed explanation and document upload for each “Yes” response to Disclosure Questions.</p> <p>See the <a href="#">Company Disclosure Explanations Quick Guide</a> for instructions.</p> <p><b>Note:</b> Items regarding bankruptcy, foreclosure actions, outstanding judgments or liens, or delinquent child support payments should be addressed in the <i>Disclosure Explanations</i> section of your Individual Form (MU2).</p>	<p><b>Upload in NMLS</b> in the <i>Disclosure Explanations</i> section of the Individual Form (MU2).</p>
Note	<p><b>Credit Report:</b> Branch Managers are NOT required to authorize a credit report through NMLS.</p>	N/A
Note	<p><b>MU2 Individual FBI Criminal Background Check Not Required Through NMLS:</b> Branch Managers are NOT required to authorize a FBI criminal background check (CBC) through NMLS.</p>	N/A

#### REQUIREMENTS/DOCUMENTS UPLOADED IN NMLS

Complete	AZ Consumer Lender Branch License	Submitted via...
No branch documents are required to be uploaded into NMLS for this license/registration at this time.		

#### INDIVIDUAL (MU2) DOCUMENTS UPLOADED IN NMLS

No individual (MU2) documents are required to be uploaded into NMLS for this license/registration at this time.		
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#### REQUIREMENTS SUBMITTED OUTSIDE OF NMLS

Complete	AZ Consumer Lender Branch License	Submitted via...
No items are required to be submitted outside of NMLS for this license/registration at this time.		