

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-3037/3dn  
ARG:wlj:md

August 21, 2009

ATTN: Ben Nerad

As requested, I have split LRB-3037/2 into two drafts: LRB-3037/3 and LRB-3291/1.

I have attempted to incorporate the provisions of Missouri law provided to me while remaining consistent with similar provisions of Wisconsin law. Created s. 551.604 (4m) in this draft (specifying the permissible contents of a DFI order in a civil administrative proceeding before DFI) is similar to s. 551.603 (2) (b) 3. and 4. (specifying the permissible contents of a court order in a civil proceeding before a circuit court). In addition, I also reviewed the provisions of Act 2, which provide new authorization for DFI to impose orders of restitution in administrative proceedings involving mortgage bankers, mortgage brokers, and mortgage loan originators. The language in this draft is also consistent with the language in Act 2. There is a general interest provision under current law, see s. 138.04, and I have used that as the basis for the bill rather than the slightly higher legal rate of interest in the Missouri provision. Please let me know if any of this is not consistent with your intent.

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