



STATE OF CALIFORNIA

Department of Financial Protection and Innovation

GOVERNOR **Gavin Newsom** · COMMISSIONER **Clothilde V. Hewlett**

**NOTICE OF FIRST MODIFICATION TO PROPOSED ACTION
UNDER THE CALIFORNIA CONSUMER FINANCIAL PROTECTION LAW
REGARDING COMMERCIAL FINANCIAL PRODUCTS AND SERVICES
PRO 02-21**

On June 24, 2022, the Department of Financial Protection and Innovation gave notice of the proposed renaming of subchapter 4 and adoption of article 4, consisting of sections 1060, 1061, and 1062, in the California Code of Regulations, title 10, chapter 3. The proposed regulations implement provisions of the California Consumer Financial Protection Law relating to the offering and provision of commercial financing and other financial products and services to small businesses, nonprofits, and family farms.

After considering written comments, the Department has modified the proposed regulations. A copy of the modifications is being made available to the public in accordance with Government Code section 11346.8, subdivision (c). Attached is the text showing modifications to the originally proposed regulations. Additions are shown in single underline. Deletions are shown in single strikethrough.

The public may submit written comments on these changes. In accordance with Government Code sections 11346.8, subdivision (c), and 11346.9, subdivision (a)(3), the Department will not respond to any comments that are not specifically directed at the changes made since the last comment period.

The proposed regulations, as modified, are not yet effective and will not become effective until approved by the Office of Administrative Law and filed with the Secretary of State as provided in Government Code section 11349.3.

15-DAY COMMENT PERIOD

No later than Monday, March 13, 2023, any interested person or authorized representative may submit written comments regarding these changes to the proposed regulation to the Department by postal or electronic mail, addressed as follows:

Electronic mail

Comments may be submitted electronically to regulations@dfpi.ca.gov with a copy to Samuel Park, Senior Counsel, at Samuel.Park@dfpi.ca.gov. Include "PRO 02-21" in the subject line.

U.S. Mail

Department of Financial Protection and Innovation
Attn: Araceli Dyson
2101 Arena Boulevard
Sacramento, California 95834

THE RULEMAKING FILE

The notice of proposed action, initial statement of reasons, and original text of the proposed regulations are available at the Department's website at www.dfp.ca.gov. At the top of the home page, under the "Licensees" tab, click "Laws and Regulations," then click the "Regulations / Rulemaking" link, and then click the "California Consumer Financial Protection Law (CCFPL)" link. The rulemaking file is also available for public inspection during regular business hours at the Department's Legal Division.

Dated: February 24, 2023
Sacramento, California