



## **About NRMLA**

The National Reverse Mortgage Lenders Association is the national voice and conscience of the reverse mortgage industry.

We view our responsibility as presenting America's senior population with the best possible financial product and providing them assurance that they can borrow with confidence from a NRMLA member.

To fulfill this responsibility, NRMLA works closely with Congress, the Department of Housing and Urban Development, bank regulatory agencies, and state legislatures to review and refine the reverse mortgage delivery process.

At the same time, within our membership, NRMLA vehemently advocates commitment to the highest ethical standards and the placement of the clients' needs above any personal gain, recognition or achievement.

NRMLA membership requires signing and adhering to a *Code of Ethics and Professional Responsibility* and *Pledge to Reverse Mortgage Borrowers* that commits all members, whatever their role in the process, to performing their jobs with integrity and empathy.

In addition, NRMLA sponsors a Certified Reverse Mortgage Professional designation program that provides participating members' with the opportunity to affirm a commitment to further education.

We consider the opportunity to serve America's seniors and provide them with security a rare privilege. Our mission is to show our gratefulness for the privilege every day by staunchly advocating a product, a program and a membership that strive to earn trust.

## **Key Membership Benefits**

Membership in NRMLA entitles you to the following benefits:

- **Complimentary listing(s) on ReverseMortgage.org.** NRMLA's consumer web site, [www.ReverseMortgage.org](http://www.ReverseMortgage.org), averages 25,000 unique visitors every month. Consumers who want to learn about reverse mortgages, and locate a lender who can assist them, use the site as a resource. As a result of the traffic generated, members tell us this "virtual" presence offers a solid source of business.
- **Complimentary Webinars.** NRMLA hosts periodic webinars to discuss timely topics beneficial to the growth of your business, such as marketing, counseling, legislative and regulatory issues.
- **The Weekly Report.** Published weekly, *The Weekly Report* is an e-newsletter covering market trends, senior issues, legislative and regulatory updates, and other NRMLA activities.
- **Reverse Mortgage magazine.** Receive our print publication featuring in-depth stories on management and marketing issues, business trends, and other useful topics. Back issues can be downloaded by visiting [NRMLAOnline.org](http://NRMLAOnline.org).
- **NRMLAOnline.org.** In addition to our consumer site, NRMLA maintains [NRMLAOnline.org](http://NRMLAOnline.org) as an informational resource for members. On our site, you can find HECM statistics, access to federal and state laws and regulations that govern the reverse mortgage process, information on getting started in the business, marketing strategies, links to news articles and press releases, confidential memos, back issues of our newsletters, and other helpful information.
- **Committees.** NRMLA's Committees play a valuable role developing policy recommendations that help shape the business. Here is a chance to make your voice heard. Our most active Committees include HUD Issues, Policy, HMBS Issuers, Risk & Compliance, PR, State & Local Issues, and Servicing.
- **Discount on Conference Fees.** NRMLA's conferences attract the largest gatherings of reverse mortgage professionals. Our annual meeting and regional conferences enable you to network, discuss major issues, and exchange ideas on business development and management with the most knowledgeable people in the reverse mortgage business.

**Additional Information:** Darryl Hicks, Vice President of Communications, 202-939-1784, or [dhicks@dworbell.com](mailto:dhicks@dworbell.com)

*"Open Mortgage has found that potential Reverse Mortgage clients who call off the NRMLA website are looking to work with a company whose loan officers possess integrity, knowledge and passion for the Reverse Mortgage product. Joining the ranks of NRMLA will advance not only the product knowledge of your loan officers, but also your ability to show potential clients and referral partners that you are in the upper echelon of lenders that they are dedicated to assisting our senior community to gain financial independence."*

MELINDA HIPPI, OPEN MORTGAGE

*"I have been in the reverse mortgage industry before NRMLA was formed. We have faced numerous challenges over the years. I cannot imagine what our industry would be like without this organization. NRMLA acts and assists in public education, government/public affairs, and working closely with HUD on policy matters. By being a member, I have received far more in benefits than the cost of membership. NRMLA provides the ability to associate and participate with other like-minded individuals who want the best for our industry. For NRMLA and its members to be successful become involved – be part of the team as strength is in numbers."*

DEAN JONES, SENIOR FUNDING ASSOCIATES

*"The benefits of joining NRMLA are numerous. I receive weekly alerts by email detailing all recent changes, information and what is happening in our HECM world. I attend Annual Conferences and Regional Conferences for continuing education and networking. On the advocacy side, if it were not for NRMLA and all of its efforts, we would not have the HECM we have today."*

RANDY DAVIS, DOLLAR BANK

**NRMLA MEMBERSHIP APPLICATION** Page 1 of 2

Membership is by firm, with each member firm designating an individual Primary Delegate and an Alternate Delegate. The Primary Delegate is the principal contact for the Member. **YOUR MEMBERSHIP APPLICATION WILL NOT BE PROCESSED UNTIL WE HAVE A SIGNED COPY OF THE SIGNATURE PAGE ACKNOWLEDGING THAT YOUR COMPANY WILL ABIDE BY THE NRMLA CODE OF ETHICS & PROFESSIONAL RESPONSIBILITY AND THE PLEDGE TO REVERSE MORTGAGE BORROWERS.** Dues are non-refundable upon membership cancellation.

**Select Membership**

| CHOOSE 1                 | MEMBERSHIP CATEGORIES              | CATEGORY DESCRIPTION  | ANNUAL DUES*     |                           |            |                                |                      |
|--------------------------|------------------------------------|---|------------------|---------------------------|------------|--------------------------------|----------------------|
| <input type="checkbox"/> | <b>Lender Members</b>              | Firm that originates or services reverse mortgages in the capacity of a lender, correspondent or broker. Dues are based on reverse mortgage origination volume for the previous 12-month period. Lender Members are entitled to complimentary state listings in the Lender Locator on NRMLA's website.<br><br><i>Please provide, as applicable:</i><br>Company's Originating Mortgagee Number (If applicable): _____ Company's NMLS Number: _____ | TIER LEVEL       | ANNUAL PRODUCTION VOLUME  | FIXED DUES | ADDT'L DUES – \$15 PER RM ORIG | COMP LENDER LISTINGS |
|                          | <input type="checkbox"/>           | 7   | 10,000 or more   | \$10,000                  | \$15       | 20                             |                      |
|                          | <input type="checkbox"/>           | 6   | 7,500 to 9,999   | \$7,000                   | \$15       | 15                             |                      |
|                          | <input type="checkbox"/>           | 5   | 1,000 to 7,499   | \$5,000                   | \$15       | 10                             |                      |
|                          | <input type="checkbox"/>           | 4   | 100 to 999       | \$3,500                   | \$15       | 7                              |                      |
|                          | <input type="checkbox"/>           | 3   | 50 to 99         | \$3,500                   | –          | 5                              |                      |
|                          | <input type="checkbox"/>           | 2   | 25 to 49         | \$2,000                   | –          | 3                              |                      |
|                          | <input type="checkbox"/>           | 1   | 0 to 24          | \$1,100                   | –          | 1                              |                      |
| <input type="checkbox"/> | <b>Servicer/Subservicer Member</b> | Firm that services reverse mortgages, whether directly or on a contractual basis for a Lender.  | TIER LEVEL       | PORTFOLIO SIZE AT RENEWAL | FIXED DUES |                                |                      |
|                          | <input type="checkbox"/>           | 3   | 100,000 or more  | \$25,000                  |            |                                |                      |
|                          | <input type="checkbox"/>           | 2   | 25,000 to 99,999 | \$10,000                  |            |                                |                      |
|                          | <input type="checkbox"/>           | 1   | Up to 24,999     | \$5,000                   |            |                                |                      |
| <input type="checkbox"/> | <b>Associate Member</b>            | Firm that provides products or services to a Lender or other organization qualifying for membership.  | \$2,750/firm     |                           |            |                                |                      |
| <input type="checkbox"/> | <b>Public Member</b>               | Government agency, whether federal, state or county.  | \$450/firm       |                           |            |                                |                      |
| <input type="checkbox"/> | <b>Nonprofit Member</b>            | Non-profit organization, including counseling agencies.   | \$450/firm       |                           |            |                                |                      |
| <input type="checkbox"/> | <b>GSE/Investor Member</b>         | Government-Sponsored Enterprises and investors, including investment banks.   | \$10,000/firm    |                           |            |                                |                      |
| <input type="checkbox"/> | <b>Broker/Dealer</b>               | Secondary market brokers and/or dealers   | \$1,000/firm     |                           |            |                                |                      |

\* Effective January 1, 2020, NRMLA estimates its expenses for lobbying activities are 13% of the amount of NRMLA dues and, therefore, non-deductible. Dues are non-refundable upon membership cancellation.

Please select the business category that best describes your company. Select all that apply. On the next page we ask the new member to identify the primary and alternate delegates and payment information.

|  |  |
|--|--|
| <input type="checkbox"/> Accounting Firm               | <input type="checkbox"/> Post Closing/Fulfillment Services |
| <input type="checkbox"/> Advertising & Marketing       | <input type="checkbox"/> Press                             |
| <input type="checkbox"/> Appraisal/Inspection Services | <input type="checkbox"/> Property Preservation             |
| <input type="checkbox"/> Bank                          | <input type="checkbox"/> Quality Control                   |
| <input type="checkbox"/> Consulting                    | <input type="checkbox"/> Servicer                          |
| <input type="checkbox"/> Correspondent Lender          | <input type="checkbox"/> Subservicing                      |
| <input type="checkbox"/> Counseling Delivery           | <input type="checkbox"/> Technology                        |
| <input type="checkbox"/> Credit Financing              | <input type="checkbox"/> Third Party Originator            |
| <input type="checkbox"/> Credit Union                  | <input type="checkbox"/> Thrift                            |
| <input type="checkbox"/> Document Preparation          | <input type="checkbox"/> Title Insurance/Closing Services  |
| <input type="checkbox"/> Education & Training          | <input type="checkbox"/> Trade Association                 |
| <input type="checkbox"/> Financial Investment Services | <input type="checkbox"/> Wholesale Lender                  |
| <input type="checkbox"/> Law Firm                      | <input type="checkbox"/> Other (please indicate) _____     |
| <input type="checkbox"/> Mortgage Banker               |  |

**Primary Delegate Information**

|  |                                  |
|--|----------------------------------|
| Firm                                   | Firm NMLS Number (if applicable) |
| First Name                             | Last Name                        |
| Address                                |                                  |
| City                                   | State      Zip                   |
| Telephone                              | Fax                              |
| Delegate's NMLS Number (if applicable) |                                  |
| Email                                  |                                  |
| Web site                               |                                  |

**Alternate Delegate Information**

|  |                                  |
|--|----------------------------------|
| Firm                                   | Firm NMLS Number (if applicable) |
| First Name                             | Last Name                        |
| Address                                |                                  |
| City                                   | State      Zip                   |
| Telephone                              | Fax                              |
| Delegate's NMLS Number (if applicable) |                                  |
| Email                                  |                                  |
| Web site                               |                                  |

Any employee who wishes to receive NRMLA's communications, both electronic and print, can do so by creating a user profile on the member web site, [www.nrmlaonline.org](http://www.nrmlaonline.org). Click "Register" beneath the login box and submit the requested information.

**PAYMENT INFORMATION**

Total Amount Enclosed: \$ \_\_\_\_\_

- Check Payable to NRMLA  
 Visa       MasterCard       AmEx

|                     |                          |
|---------------------|--------------------------|
| Card Number         | Exp. Date                |
| Name on Card        | Security Code            |
| Card Holder Address | City      State      Zip |



## **NRMLA Code of Ethics & Professional Responsibility Ethics and Standards Complaint Procedures**

(NOTE: A PRINCIPAL EXECUTIVE FROM YOUR COMPANY MUST REVIEW THE CODE OF ETHICS AND THE PLEDGE TO REVERSE MORTGAGE BORROWERS, SIGN THE SIGNATURE PAGE AND RETURN TO NRMLA WITH YOUR MEMBERSHIP APPLICATION.)

### **Preamble and Applicability**

The *NRMLA Code of Ethics and Professional Responsibility (Code of Ethics)* describes Values shared and Rules applicable to all NRMLA Members. Under the Code of Ethics, NRMLA Members generally are responsible and will be held responsible for the actions or failures to act of their officers, directors, employees, agents and representatives. NRMLA Members unable or unwilling to commit and to adhere to the Values and comply with the Rules, or that are determined by the NRMLA Ethics and Standards Committee not to have so complied, may not be NRMLA Members.

This Codes of Ethics does not describe, nor does it attempt to describe, the full range of conduct and behavior to which NRMLA Members may subscribe or adhere as they participate in the reverse mortgage marketplace and interact with consumers in an ethical, professionally responsible, and lawful manner. What the Code of Ethics does describe are the Values and Rules applicable to NRMLA Members if they are to be and remain NRMLA Members. Accordingly, the Code of Ethics does not define the standards and behavior of a NRMLA Member for the purpose of determining its civil or criminal liability.

This Code of Ethics also does not impose on NRMLA Members the duty of learning or disclosing technical facts pertaining to taxation, real estate law, retirement planning or financial advice involving the real estate or financial markets.

This Codes of Ethics also does not confer any rights upon any NRMLA Member or any complainant or third party.

### **Composition and Scope**

The Code of Ethics is divided into two parts: Part 1 – Values and Part II – Rules. The Values convey the ethical and professional principles that NRMLA Members are expected to portray in all business and professional interactions. The Rules address the guidelines and standards of ethical and professional behavior applicable to NRMLA Members.

## **Compliance**

Member organizations are required to adhere to the Values and comply with the Rules of the Code of Ethics if they are to be and remain NRMLA Members. The Ethics and Standards Committee will investigate, review and take appropriate action with respect to alleged violations of the Code of Ethics by NRMLA Members, under the policies and procedures set forth in Appendix A.

## **Part 1 – Values**

NRMLA Members are mindful that the soundness, usefulness, prosperity and future of our industry depend upon their honor and integrity, and on the manner in which they interact with each other and with the seniors whose interests they serve. Accordingly, each NRMLA Member agrees to observe and maintain and adhere to the following Values.

### **Value 1: Fairness**

*NRMLA Members shall treat consumers with respect and dignity, and in a manner that is fair, reasonable and as they would want to be treated.*

### **Value 2: Confidentiality**

*NRMLA Members shall appropriately respect, protect, preserve and safeguard the privacy and confidentiality of information obtained from and about consumers.*

### **Value 3: Integrity**

*NRMLA Members shall act with integrity by adhering to the letter and spirit of this Code of Ethics, which includes disclosing potential conflicts of interest to consumers in a timely basis..*

### **Value 4: Competence**

*NRMLA Members shall provide services to consumers in a competent manner, acquiring and maintaining necessary and appropriate knowledge, skills and experience to do so, and referring consumers to others who possess such knowledge, skills and experience when they are unable to do so.*

### **Value 5: Diligence**

*NRMLA Members shall provide services to consumers with diligence and due care, promptly, thoughtfully, in a manner considerate of the interests of consumers and fully in compliance with all applicable legal and regulatory requirements.*

### **Value 6: Professionalism**

*NRMLA Members' conduct shall reflect positively on NRMLA, the profession and the industry.*

## **Part II – Rules**

Consistent with the Values described in Part I, NRMLA Members agree to comply with the following Rules (as applicable).

### **Rules Related to the Value of Fairness**

#### *Rule 101*

NRMLA Members shall timely and accurately describe to consumers:

- Material information relevant to the relationship, including the Member's business affiliation, contact information, and the scope of and limitations on the Member's authority to act; and
- The information required by all laws applicable to the relationship in a manner complying with such laws, including counseling agency contact information, estimates of fees and charges, and relationships with others who may be assisting or providing related services.

#### *Rule 102*

NRMLA Members compensation shall be reasonable in amount and clearly and timely described to consumers. Estimates shall be clearly identified as such and be based on reasonable assumptions.

#### *Rule 103*

NRMLA Members directly or indirectly offering or providing goods or services to consumers (including, for example, insurance or investment products) in conjunction with or that are related to their reverse mortgage lending activities for such consumers, shall do so only in a manner consistent with applicable law and under terms and conditions that are clearly and timely described to such consumers.

#### *Rule 104*

NRMLA Members shall not, directly or indirectly, solicit or communicate with consumers through false or misleading or deceptive or unfair communications or advertisements or in any manner inconsistent with applicable law. In such communications and advertisements, NRMLA Members shall not refer to third parties (including, for example, HUD or the FHA or the federal government or the AARP) unless such third parties have agreed to be so referred to therein. A communication or advertisement on behalf of NRMLA Member clearly shall identify that NRMLA Member.

#### *Rule 105*

NRMLA Members shall not engage in conduct involving dishonesty, fraud, deceit or misrepresentation, or knowingly make a material false or misleading statement to consumers or others.

*Rule 106*

NRMLA Members shall offer and provide their products and services to all consumers who may be eligible or qualified for them, and in compliance with all applicable fair housing and fair lending laws.

*Rule 107*

NRMLA Members shall describe to consumers the range of programs and products offered by the Member that may provide a bona fide advantage to such consumers.

*Rule 108*

In appropriate cases, NRMLA Members shall encourage consumers to review contemplated transactions with their family members or trusted advisors, and shall reasonably cooperate in such reviews.

*Rule 109*

NRMLA Members shall make a good-faith effort to resolve concerns received from consumers about the products and services they offer or provide to them.

**Rules Related to the Value of Confidentiality**

*Rule 201*

NRMLA Members shall take reasonable steps (including implementing appropriate training and compliance procedures) to help assure that the privacy of and confidentiality of information obtained from and about consumers is respected, protected, honored and safeguarded, and shall do so in a manner consistent with applicable law.

**Rules Related to the Value of Integrity**

*Rule 301*

NRMLA Members shall accurately describe both the costs and benefits of the products and services presented to consumers.

*Rule 302*

NRMLA Members shall not require directly or indirectly that products or services other than the reverse mortgage loans they offer or provide, also must be purchased by consumers in order to obtain reverse mortgage loans from or through them.

*Rule 303*

Other than as appropriate under the circumstances (including for example to pay third party costs, make prior loan payoffs or fund set-asides directly related to reverse mortgage transactions), NRMLA Members shall arrange for the disbursements of reverse mortgage loan proceeds directly to such consumers.

*Rule 304*

Material potential conflicts of interests involving NRMLA Members and consumers shall timely and accurately be described to consumers prior to the rendering of material services by such Member so that they, assisted as appropriate by family members, trusted advisors and counselors, reasonably may assess whether and the circumstances under which they may choose to do business with such NRMLA Members.

**Rules Related to the Value of Competence**

*Rule 401*

NRMLA Members shall acquire and maintain the necessary and appropriate knowledge, skills and experience required to competently offer and provide their products and services in a manner consistent with this Code of Ethics and applicable law, including, as applicable, in the origination, processing, underwriting, closing and servicing of reverse mortgage loans.

*Rule 402*

NRMLA Members shall advise consumers to seek legal, tax, and investment counsel and advice, if it may reasonable appears to be in the interests of such consumers that they do so, prior to making decisions involving reverse mortgages. NRMLA Members not qualified and appropriately licensed to provide such counsel and advice to consumers shall not do so, and shall, instead, refer such consumers to those who are.

**Rules Related to the Value of Diligence**

*Rule 501*

NRMLA Members shall exercise reasonable efforts to secure sufficient information to determine the consumer's needs and objectives.

*Rule 502*

NRMLA Members shall provide their products and services to consumers with diligence and due care and in a manner considerate of the interests of such consumers.

**Rules Related to the Value of Professionalism**

*Rule 601*

NRMLA Members shall take reasonable steps to help assure that their employees understand and act in a manner consistent with the requirements of this Code of Ethics.

*Rule 602*

NRMLA Members shall neither accept nor condone actions or failures to act of other NRMLA Members that are inconsistent with this Code of Conduct. NRMLA Members knowledgeable about potential material violations of this Code of Ethics by others subject



to its provisions strongly are encouraged to bring such potential violations to the attention of NRMLA in the manner described in this Code of Ethics.

*Rule 603*

NRMLA Members shall not bring or threaten to bring complaints under this Code of Ethics, or make or threaten to make use of this Code of Ethics, for no substantial purpose other than to harass, maliciously injure, embarrass and/or unfairly burden another NRMLA Member.

*Rule 604*

NRMLA Members shall pay to NRMLA amounts due and owing to it related to their membership in NRMLA on a timely basis.

*Rule 605*

NRMLA Members shall comply with all applicable regulatory requirements include provisions of the Federal Real Estate Settlement Procedures Act barring among other things referral fees and kickbacks, state mortgage regulatory provisions requiring licensing, and, with respect to FHA-insured HECM reverse mortgage loans, FHA requirements regarding licensing and employees and restricting arrangements with third parties.

*Rule 606*

NRMLA Members reasonably shall cooperate with NRMLA and its Standards and Ethics Committee in their consideration of complaints under this Code of Ethics made against or involving them. NRMLA Members shall honor the confidentiality requirements described in Appendix A of the Code of Ethics that are applicable to them.

*Rule 607*

NRMLA Members shall employ individuals who have passed a background check and are determined by them to be of good moral character.



## NATIONAL REVERSE MORTGAGE LENDERS ASSOCIATION PLEDGE TO REVERSE MORTGAGE BORROWERS

The mission of the **National Reverse Mortgage Lenders Association** is to educate you about reverse mortgages and to help you determine if one might be the right choice for you. We know your home is a prized possession of you and your family. We are sensitive to the fact that utilizing your home equity while you remain in the home is a major financial and emotional decision. All NRMLA members are required to abide by a Code of Ethics & Professional Responsibility in which we pledge to serve you with integrity. Your best interests are our primary consideration.

### **Prior to you getting a reverse mortgage, as a NRMLA member we will:**

- Know and comply with all State and Federal laws and regulations that protect reverse mortgage borrowers.
- Present you with the full range of reverse mortgage products available from our company.
- Clearly explain the terms, benefits and costs of each product we present.
- Inform you of your responsibilities as a reverse mortgage borrower including paying real estate taxes on time, keeping the property properly insured and maintaining the home in sound condition.
- Work with you and, if you request, with your family and financial advisors either face-to-face or on the telephone as frequently as you choose to educate you, answer any and all questions and help you assess whether a reverse mortgage might be beneficial to you.
- Explain the benefits of and statutory requirement that you have reverse mortgage counseling.
- Provide you with a list of HUD-approved independent housing counseling organizations that employ exam qualified counselors to serve you. The choice of the organization is yours and yours alone.
- Help you prepare for your counseling session to make it most effective by providing you with questions you might ask and information you should be prepared to provide to the counselor.
- Prepare loan comparison projections and an amortization table for the loan being proposed to review at your counseling session.
- Not charge any fees prior to the completion of mandatory counseling.
- Help you analyze your financial ability to meet your responsibilities under the reverse mortgage.
- Recommend that you seek professional advice if you are receiving assistance from SSI, Medicaid or other government programs.
- Recommend you seek professional tax advice when appropriate.
- Allow you to decide when to close on the reverse mortgage loan and not pressure you to make a decision.
- Provide you with opportunities during the loan process to change your mind and not take the loan.
- Pay off the existing liens shown of record, verify taxes are paid, and make sure that you have proper insurance upon closing.

### **Once you have a reverse mortgage, a NRMLA member loan servicer will:**

- Notify you promptly if you have fallen behind in your tax and insurance obligations and direct you to seek advice in the event you are not able to fulfill your responsibilities.
- Keep you informed of your current loan balance and of all costs by providing regular statements detailing your account.
- Be available to answer any questions you may have about your account.

**You can BORROW WITH CONFIDENCE from a NRMLA member.**

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*On behalf of \_\_\_\_\_(company name), I hereby agree to abide by the terms of the NRMLA Code of Ethics & Professional Responsibility and the Pledge to Reverse Mortgage Borrowers.*

\_\_\_\_\_

PRINCIPAL EXECUTIVE SIGNATURE

## Appendix “A”

### **NRMLA’s Policies and Procedures: Code of Ethics Complaints Against Members**

The President of NRMLA will receive and review complaints that NRMLA Members have violated the NRMLA Code of Ethics and take action, including referring complaints to the Co-Chairs of the NRMLA Ethics and Standards Committee for consideration by the Committee, pursuant to the following policies and procedures. The President of NRMLA, in consultation with the General Counsel of NRMLA as appropriate, shall have the discretion to vary these procedures when it is determined that to do so would be in the best interests of NRMLA and its Members. These policies and procedures do not confer any rights upon any NRMLA Member or any complainant or third party.

#### ***I. Source of Complaints***

##### *A. Complaints May Originate From:*

1. Members (including but not limited to the President of NRMLA and the Co-Chairs and Members of the Ethics and Standards Committee),  
or
2. Non-Members (including consumers)

##### *B. Complaints May Be Against:*

1. Members, or
2. Non-Members

#### ***II. Receipt and Review of Complaints***

A. Complaints initially will be referred to and reviewed by the President of NRMLA.

B. NRMLA shall not review or act upon anonymous complaints. (However, in limited circumstances, as described below, NRMLA may respond to complaints without further identifying the complainant.)

### C. Complaints against Non-Members

NRMLA will respond to complaints against Non-Members by informing the complainant that NRMLA is unable to take action in response to such complaints, and, where appropriate, refer the complaining party to an appropriate agency or authority if it appears that they may be able to be of assistance.

### D. Complaints against Members

1. Complaints against Members should contain sufficient facts to permit an "initial determination" to be made by the President of NRMLA.

- (a) If, in the judgment of the President, the complaint contains sufficient facts upon which the President may make an "initial determination," the President shall take one of two actions:
  - (i) If the complainant does not state a complaint against a Member of the type or scope that warrants further action, the President shall inform the complainant of that determination by the President and the decision of the President shall be final. The President concurrently shall report all such determinations to the Co-Chairs of the Ethics and Standards Committee, including a brief statement of the reasons for the determination.
  - (ii) If the complainant states a complaint against a Member of the type and scope that warrants further action, the President shall seek and secure from the complainant the complainant's agreement that the written complaint or any statements contained or information included therein (including but not limited to the identity of the complainant) may be shared with the Member that is the subject of the complaint or any other party deemed necessary and appropriate to assist in better understanding or resolving the complaint, including members of the Ethics and Standards Committee, the Board of Directors, and General Counsel.
- (b) If, in the judgment of the President, the complainant does not recite and include sufficient facts or allegations upon which the President may make an "initial determination," NRMLA will notify the complaining party that additional facts are required and provide an additional ten (10) business days from the date of such letter for the complainant to supplement the complaint. In any event, before forwarding a complaint to the Ethics and Standards Committee or any other person or entity, the President shall

secure the agreement of the complainant that the written complaint and any statements contained or information included therein (including but not limited to the identity of the complainant) may be shared with the Member that is the subject of the complaint or any other party deemed necessary and appropriate to assist in better understanding or resolving the complaint, including members of the Ethics and Standards Committee, the Board of Directors, and General Counsel. Absent special circumstances, a refusal by a complainant to agree to such sharing of the complaint (with the identify of the complainant redacted as requested and appropriate) will result in an initial determination by the President that NRMLA will take no further action in response to the complaint, and the notification to the complainant (and the Ethics and Standards Committee Co-Chairs) of that final determination by the President

2. Upon receipt of the complainant's affirmative response to a NRMLA acknowledgement and letter of agreement, the President generally shall provide the Member about which the complaint has been made with an opportunity to respond to the complaint.
3. Ordinarily, the President will provide the respondent Member ten (10) business days to respond in writing. Absent special circumstances, the failure of a respondent to deny or explain any material fact alleged in the complaint within the established response period will be deemed an admission of such fact.
4. The President, based on the complaint and/or the response thereto, and other investigation and consideration of the matter as the President deems necessary and appropriate, shall decide either:
  - (a) to take no further action in regards to the complaint, having concluded that it is not of the type or scope to warrant further NRMLA action (in which event the President shall so notify the complainant and the respondent Member, and the Ethics and Standards Committee Co-Chairs (accompanied by a brief explanation of the basis for the President's determination); or
  - (b) to refer the complaint and response and related materials to the Co-Chairs of the Ethics and Standards Committee, accompanied by a brief explanation of the President's reasons for so referring the complaint.

### ***III. Review and Action by the Ethics and Standards Committee***

- A. Unless either Ethics and Standards Committee Co-Chair disagrees with President (in which case the Ethics and Standards Committee Co-Chair shall so notify the President and Chair of the Board of Directors), the Ethics and Standards Committee shall review the complaint, response and related information referred for action by the President.

- B. On the basis thereof, and other investigation and consideration of the matter as the Ethics and Standards Committee deems necessary and appropriate, the NRMLA Ethics and Standards Committee shall determine whether the NRMLA Code of Ethics has been violated by the Member that is the subject of the complaint, and, if so, the Ethics and Standards Committee shall determine the action of NRMLA in response thereto. In general, actions by the Ethics and Standards Committee against a Member shall be limited to probation (for a specified period, during which another Code of Ethics violation will lead to suspension or withdrawal of NRMLA Member membership), suspension of NRMLA Member membership (for a specified period of time), or withdrawal of NRMLA Member membership for at least three years. A copy of the opinion shall be provided to the complainant, the Member respondent (with redaction of the complainant's name, as appropriate), the President, and the Co-Chairs of the NRMLA Board of Directors. Opinions of the NRMLA Ethics and Standards Committee are final decisions of NRMLA.
- C. The Ethics Committee shall confer with the President and the General Counsel, as appropriate, and no adverse action shall be taken against a Member without the prior concurrence of the General Counsel that it is action that NRMLA may take against such Member under applicable law and NRMLA's policies and procedures and this Code of Ethics.
- D. The President of NRMLA and the Co-Chairs of the Ethics and Standards Committee shall submit written quarterly reports to the Board of Directors as to the actions taken or not taken with respect to complaints received by the President, and as to recommendations with respect to appropriate amendments to these Policies and Procedures, and the Code of Ethics, as appropriate.

#### ***IV. Confidentiality***

All Members and NRMLA staff, including but not limited to the President; the Co-Chairs and members of the Ethics and Standards Committee; and members of the Board of Directors, shall maintain the strict confidentiality of all complaints, responses, recommendations and opinions related to any complaints subject to these Policies and Procedures and the Code of Ethics. A violation by any Member of this requirement for maintaining strict confidentiality shall be considered by NRMLA to be a violation by such Member of the Code of Ethics.