

HOUSE FLOOR AMENDMENT

Second Reading

BY REPRESENTATIVE Exum

1 Amend printed bill, page 7, line 11, after "(d)" insert "(I)".

2 Page 7, after line 14 insert:

3 "(II) (A) IN ACCORDANCE WITH POLICIES AND PROCEDURES
4 ESTABLISHED BY THE DIVISION, A NONPROFIT LENDER MAY SEEK
5 RESIDENTIAL MORTGAGE ASSISTANCE PURSUANT TO THIS SUBSECTION (1.7)
6 ON BEHALF OF THE NONPROFIT LENDER'S MORTGAGER WHO HAS
7 EXPERIENCED FINANCIAL NEED ON OR AFTER MARCH 1, 2020, DUE TO THE
8 COVID-19 PANDEMIC OR SECOND-ORDER EFFECTS OF THE COVID-19
9 PANDEMIC. THIS SUBSECTION (1.7)(d)(II) DOES NOT AUTHORIZE A
10 NONPROFIT LENDER TO OBTAIN INFORMATION ABOUT A MORTGAGER THAT
11 VIOLATES THE MORTGAGER'S RIGHT TO PRIVACY OR ANY OTHER LAW.

12 (B) IN ACCEPTING RESIDENTIAL MORTGAGE ASSISTANCE ON
13 BEHALF OF A MORTGAGER IN ACCORDANCE WITH THIS SUBSECTION
14 (1.7)(d)(II), THE NONPROFIT LENDER IS PROHIBITED FROM ISSUING A
15 NOTICE OF DEFAULT, INITIATING A JUDICIAL OR NONJUDICIAL
16 FORECLOSURE, SEEKING A COURT ORDER FOR A FORECLOSURE JUDGMENT
17 OR ORDER OF SALE, HOLDING A FORECLOSURE SALE, OR EXECUTING A
18 FORECLOSURE-RELATED EVICTION AGAINST A MORTGAGER FOR WHOM THE
19 ASSISTANCE WAS PROVIDED FOR THE MONTH FOR WHICH THE ASSISTANCE
20 WAS PROVIDED.

21 (C) A NONPROFIT LENDER RECEIVING RESIDENTIAL MORTGAGE
22 ASSISTANCE ON BEHALF OF A MORTGAGER IN ACCORDANCE WITH THIS
23 SUBSECTION (1.7)(d)(II) SHALL NOTE THE ASSISTANCE AS PART OF ANY
24 MONTHLY MORTGAGE STATEMENT PROVIDED TO THE MORTGAGER. IF THE
25 NONPROFIT LENDER DOES NOT PROVIDE A MONTHLY STATEMENT, THE
26 LENDER SHALL ISSUE THE MORTGAGER A LETTER DOCUMENTING THE
27 PAYMENT."

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