

SENATE JOINT RESOLUTION NO. 17

INTRODUCED BY NOBLE, THAYER, WILLIAMS, BOYLAN,
MEYER, WEEDING, MCLANE, LYNCH

BY REQUEST OF THE SENATE BUSINESS AND INDUSTRY COMMITTEE

IN THE SENATE

MARCH 13, 1989	ON MOTION, RULES SUSPENDED TO ALLOW INTRODUCTION OF SJR 17.
MARCH 16, 1989	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & INDUSTRY. FIRST READING.
MARCH 20, 1989	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
MARCH 21, 1989	PRINTING REPORT. SECOND READING, DO PASS.
MARCH 22, 1989	ENGROSSING REPORT.
MARCH 23, 1989	THIRD READING, PASSED. AYES, 48; NOES, 1. TRANSMITTED TO HOUSE.

IN THE HOUSE

MARCH 27, 1989	ON MOTION, RULES SUSPENDED TO ALLOW TO RECEIVE FROM SENATE AFTER DEADLINE INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT. FIRST READING.
MARCH 29, 1989	COMMITTEE RECOMMEND BILL BE CONCURRED IN. REPORT ADOPTED.
MARCH 31, 1989	SECOND READING, CONCURRED IN.
APRIL 1, 1989	THIRD READING, CONCURRED IN.

AYES, 93; NOES, 0.

RETURNED TO SENATE.

IN THE SENATE

APRIL 3, 1989

RECEIVED FROM HOUSE.

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

1 *Senate* JOINT RESOLUTION NO. *17*
2 INTRODUCED BY *Sen. Steve Wicks*
3 BY REQUEST OF THE SENATE BUSINESS AND INDUSTRY COMMITTEE
4 *Wicks* *Spuch*
5 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
6 REPRESENTATIVES OF THE STATE OF MONTANA URGING THE MONTANA
7 CONGRESSIONAL DELEGATION TO DIRECT THE APPROPRIATE FEDERAL
8 AGENCIES TO INVESTIGATE PROBLEMS ARISING FROM THE SERVICING
9 OF LOANS BY THE PURCHASER IN THE SECONDARY MARKET AND TO
10 DETERMINE WHAT ACTION MAY BE TAKEN OR FEDERAL LEGISLATION
11 PROPOSED TO REMEDY LOAN SERVICING PROBLEMS.
12

13 WHEREAS, the Senate and the House of Representatives of
14 the State of Montana have received testimony and complaints
15 regarding the servicing of loans originating in the State of
16 Montana and sold into the secondary market to purchasers
17 outside the State of Montana; and

18 WHEREAS, these complaints relate to loan servicing,
19 such as payment of taxes and insurance, reserve accounts,
20 changes in the reserve accounts, payment of insurance
21 proceeds, and related matters; and

22 WHEREAS, the sale of residential loans into the
23 secondary market is a primary source of lending capital for
24 the State of Montana; and

25 WHEREAS, these loans, for the most part, are purchased

1 by buyers outside the State of Montana; and

2 WHEREAS, the State of Montana lacks jurisdiction to
3 address these loan servicing problems; and

4 WHEREAS, the Congress of the United States and the
5 federal regulatory agencies may act on a nationwide basis in
6 response to the complaints of borrowers who have had
7 problems with the servicing of loans by out-of-state
8 purchasers.
9

10 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
11 OF REPRESENTATIVES OF THE STATE OF MONTANA:

12 That the Montana Congressional Delegation be requested
13 to ascertain from the appropriate federal regulatory
14 agencies the extent and nature of the problems encountered
15 by borrowers when obtaining information and correcting
16 errors and omissions regarding the servicing of their loans,
17 payment of taxes and insurance, collection of insurance
18 proceeds, and related matters.

19 BE IT FURTHER RESOLVED, that the Montana Congressional
20 Delegation be requested to determine whether the appropriate
21 federal regulatory agencies presently have authority to
22 address these problems and whether federal legislation is
23 necessary to control the activities of some purchasers of
24 loans and the servicing of the loans after purchase.

25 BE IT FURTHER RESOLVED, that the Secretary of State

LC 1800/01

- 1 send a copy of this resolution to each member of the Montana
- 2 Congressional Delegation.

-End-

APPROVED BY COMM. ON
BUSINESS & INDUSTRY

1 *Senat* JOINT RESOLUTION NO. *17*
2 INTRODUCED BY *Sen. Mark White*
3 *Meyer* BY REQUEST OF THE SENATE BUSINESS AND INDUSTRY COMMITTEE
4 *including Mr. Spriet*
5 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
6 REPRESENTATIVES OF THE STATE OF MONTANA URGING THE MONTANA
7 CONGRESSIONAL DELEGATION TO DIRECT THE APPROPRIATE FEDERAL
8 AGENCIES TO INVESTIGATE PROBLEMS ARISING FROM THE SERVICING
9 OF LOANS BY THE PURCHASER IN THE SECONDARY MARKET AND TO
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- 2 Congressional Delegation.

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1 *Senate* JOINT RESOLUTION NO. *17*
 2 INTRODUCED BY *Hon. Steve Wicks*
 3 BY REQUEST OF THE SENATE BUSINESS AND INDUSTRY COMMITTEE
 4 *introduced by Mrs. Speth*

5 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF
 6 REPRESENTATIVES OF THE STATE OF MONTANA URGING THE MONTANA
 7 CONGRESSIONAL DELEGATION TO DIRECT THE APPROPRIATE FEDERAL
 8 AGENCIES TO INVESTIGATE PROBLEMS ARISING FROM THE SERVICING
 9 OF LOANS BY THE PURCHASER IN THE SECONDARY MARKET AND TO
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SENATE JOINT RESOLUTION NO. 17

INTRODUCED BY NOBLE, THAYER, WILLIAMS, BOYLAN,

MEYER, WEEDING, MCLANE, LYNCH

BY REQUEST OF THE SENATE BUSINESS AND INDUSTRY COMMITTEE

A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA URGING THE MONTANA CONGRESSIONAL DELEGATION TO DIRECT THE APPROPRIATE FEDERAL AGENCIES TO INVESTIGATE PROBLEMS ARISING FROM THE SERVICING OF LOANS BY THE PURCHASER IN THE SECONDARY MARKET AND TO DETERMINE WHAT ACTION MAY BE TAKEN OR FEDERAL LEGISLATION PROPOSED TO REMEDY LOAN SERVICING PROBLEMS.

WHEREAS, the Senate and the House of Representatives of the State of Montana have received testimony and complaints regarding the servicing of loans originating in the State of Montana and sold into the secondary market to purchasers outside the State of Montana; and

WHEREAS, these complaints relate to loan servicing, such as payment of taxes and insurance, reserve accounts, changes in the reserve accounts, payment of insurance proceeds, and related matters; and

WHEREAS, the sale of residential loans into the secondary market is a primary source of lending capital for the State of Montana; and

WHEREAS, these loans, for the most part, are purchased by buyers outside the State of Montana; and

WHEREAS, the State of Montana lacks jurisdiction to address these loan servicing problems; and

WHEREAS, the Congress of the United States and the federal regulatory agencies may act on a nationwide basis in response to the complaints of borrowers who have had problems with the servicing of loans by out-of-state purchasers.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA:

That the Montana Congressional Delegation be requested to ascertain from the appropriate federal regulatory agencies the extent and nature of the problems encountered by borrowers when obtaining information and correcting errors and omissions regarding the servicing of their loans, payment of taxes and insurance, collection of insurance proceeds, and related matters.

BE IT FURTHER RESOLVED, that the Montana Congressional Delegation be requested to determine whether the appropriate federal regulatory agencies presently have authority to address these problems and whether federal legislation is necessary to control the activities of some purchasers of loans and the servicing of the loans after purchase.

SJR 0017/02

- 1 BE IT FURTHER RESOLVED, that the Secretary of State
- 2 send a copy of this resolution to each member of the Montana
- 3 Congressional Delegation.

-End-