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.

MARCH 27, 1989

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

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.

51st Legislature

LC 1800/01

JOINT RESOLUTION NO. 1 INTRODUCED BY MORE 2 BY REQUEST OF THEASENATE BUDINESS AND INDUSTRY COMMITTEE 3 4 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 AGENCIES TO INVESTIGATE PROBLEMS ARISING FROM THE SERVICING 8 OF LOANS BY THE PURCHASER IN THE SECONDARY MARKET AND TO 9 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

25

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE
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.

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.

BE IT FURTHER RESOLVED, that the Secretary of State

INTRODUCED BILL -2-SJR 17

معري والمرجا المتحا جهد القراد الم

and the second second

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

-End-

-3-

51st Legislature

LC 1800/01

APPROVED BY COMM. ON **BUSINESS & INDUSTRY**

TJOINT RESOLUTION NO. 1 INTRODUCED BY TRACE 2 BY REQUEST OF THE SENATE BUDINESS AND INDUSTRY COMMITTEE 3 4 A JOINT RESOLUTION OF THE SENATE AND THE 5 HOUSE **OF** 6 REPRESENTATIVES OF THE STATE OF MONTANA URGING THE MONTANA

7 CONGRESSIONAL DELEGATION TO DIRECT THE APPROPRIATE FEDERAL AGENCIES TO INVESTIGATE PROBLEMS ARISING FROM THE SERVICING 8 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

mtana Legislative Counci

by buyers outside the State of Montana; and 1

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

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

9

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

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

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

25 BE IT FURTHER RESOLVED, that the Secretary of State

-2-

SECOND READING SJR 17

LC 1800/01

March Repaire 1996 and graph to the spectrum of a suggestion

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

an a takin sa wasis

-End-

1 INTRODUCED BY Hade 2 BY REQUEST OF THE SENATE BUSINESS AND INDUSTRY COMMITTEE 3 4 5 A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE STATE OF MONTANA URGING THE MONTANA 6 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

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

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



1 by buyers outside the State of Montana; and

WHEREAS, the State of Montana lacks jurisdiction to
 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 HOUSE11 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.

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.

25 BE IT FURTHER RESOLVED, that the Secretary of State

-2-

THIRD READING

SJR17

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

•

-End-

-3-

SJR 0017/02

SENATE JOINT RESOLUTION NO. 17 1 WHEREAS, these loans, for the most part, are purchased 1 2 INTRODUCED BY NOBLE, THAYER, WILLIAMS, BOYLAN, 2 by buyers outside the State of Montana; and MEYER, WEEDING, MCLANE, LYNCH 3 WHEREAS, the State of Montana lacks jurisdiction to 3 BY REQUEST OF THE SENATE BUSINESS AND INDUSTRY COMMITTEE address these loan servicing problems; and 4 4 WHEREAS, the Congress of the United States and the 5 S, A JOINT RESOLUTION OF THE SENATE AND THE HOUSE OF federal regulatory agencies may act on a nationwide basis in 6 6 7 REPRESENTATIVES OF THE STATE OF MONTANA URGING THE MONTANA 7 response to the complaints of borrowers who have had CONGRESSIONAL DELEGATION TO DIRECT THE APPROPRIATE FEDERAL 8 problems with the servicing of loans by out-of-state 8 AGENCIES TO INVESTIGATE PROBLEMS ARISING FROM THE SERVICING 9 9 purchasers. OF LOANS BY THE PURCHASER IN THE SECONDARY MARKET AND TO 10 10 DETERMINE WHAT ACTION MAY BE TAKEN OR FEDERAL LEGISLATION NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE 11 11 PROPOSED TO REMEDY LOAN SERVICING PROBLEMS. OF REPRESENTATIVES OF THE STATE OF MONTANA: 12 12 13 13 That the Montana Congressional Delegation be requested WHEREAS, the Senate and the House of Representatives of 14 14 to ascertain from the appropriate federal regulatory 15 the State of Montana have received testimony and complaints 15 agencies the extent and nature of the problems encountered 16 regarding the servicing of loans originating in the State of 16 by borrowers when obtaining information and correcting Montana and sold into the secondary market to purchasers errors and omissions regarding the servicing of their loans, 17 17 18 outside the State of Montana; and payment of taxes and insurance, collection of insurance 18 WHEREAS, these complaints relate to loan servicing, proceeds, and related matters. 19 19 such as payment of taxes and insurance, reserve accounts, BE IT FURTHER RESOLVED, that the Montana Congressional 20 20 21 changes in the reserve accounts, payment of insurance 21 Delegation be requested to determine whether the appropriate 22 proceeds, and related matters; and federal regulatory agencies presently have authority to 22 23 WHEREAS, the sale of residential loans into the 23 address these problems and whether federal legislation is secondary market is a primary source of lending capital for necessary to control the activities of some purchasers of 24 24 loans and the servicing of the loans after purchase. the State of Montana; and 25 25



the loans after purc

-2-

SJR 17 **REFERENCE BILL**

SJR 0017/02

were the second and the

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-

- 3-