

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL NO. 55

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 5, strike “identified in a declaration of covenants recorded against the property” and substitute “that has filed a request for notice of a foreclosure sale”; in line 7, after the semicolon insert “specifying that a person authorized to make a sale in an action to foreclose a mortgage or deed of trust is not required to give notice to a condominium or homeowners association that has not filed a request for notice;”; and strike beginning with “condominium” in line 7 down through “recorded” in line 9 and substitute “notice of foreclosure sales”.

AMENDMENT NO. 2

On page 1, strike beginning with “IDENTIFIED” in line 20 down through “TRUST” in line 22 and substitute “THAT HAS FILED A REQUEST FOR NOTICE OF SALE UNDER PARAGRAPH (3) OF THIS SUBSECTION”.

On page 2, in line 20, strike “Failure” and substitute:

“1. EXCEPT AS PROVIDED IN SUB-SUBPARAGRAPH 2 OF THIS SUBPARAGRAPH, FAILURE”;

and after line 23 insert:

“2. A HOLDER OF A SUPERIOR INTEREST DOES NOT HAVE A DUTY TO PROVIDE NOTICE TO A CONDOMINIUM OR HOMEOWNERS ASSOCIATION THAT HAS NOT FILED A REQUEST FOR NOTICE UNDER THIS PARAGRAPH.”.

On page 3, in line 9, strike “or”; and in line 16, after “filed” insert “; OR

(V) WITH RESPECT TO A CONDOMINIUM OR HOMEOWNERS ASSOCIATION, THE CONDOMINIUM OR HOMEOWNERS ASSOCIATION HAS NOT FILED A REQUEST FOR NOTICE UNDER PARAGRAPH (3) OF THIS SUBSECTION.”.