

HB0365/818374/1

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL 365
(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 8, strike "certain"; and in line 9, strike "enforce" and substitute "implement".

On page 2, in line 11, after the semicolon insert "providing that the failure to include certain information when recording a mortgage, deed of trust, or any other instrument securing a mortgage loan may not be the basis for a clerk of the court to fail to record the instrument under certain circumstances; providing that a notice of intent to foreclose shall be construed to be sufficient under certain circumstances;".

AMENDMENT NO. 2

On page 3, in line 1, after "**INDIVIDUAL**" insert "**WHO ORIGINATED THE LOAN**"; in line 11, strike "**ENFORCE**" and substitute "**IMPLEMENT**"; and in line 15, strike "**PENALTIES**" and substitute "**CONSEQUENCES, INCLUDING PENALTIES,**".

On page 6, in line 7, after the semicolon insert "**AND**"; strike beginning with "**THE**" in line 8 down through "**D.**" in line 10; in line 12, strike "**MARYLAND**" and substitute "**NAME AND**"; in the same line, after "**THE**" insert "**MARYLAND**"; and in line 13, after "**ORIGINATOR**" insert "**, IF APPLICABLE**".

On page 7, in line 27, after "**BY**" insert "**REGULATION BY**".

On page 9, in line 11, after "**MAY**" insert "**EFFECT SERVICE BY**"; in line 12, strike "**FILE**" and substitute "**FILING**"; in line 14, strike "**MAIL**" and substitute "**MAILING**"; and in line 20, strike "**POST**" and substitute "**POSTING**".

(Over)

AMENDMENT NO. 3

On page 16, after line 2, insert:

“SECTION 4. AND BE IT FURTHER ENACTED, That, until the Commissioner of Financial Regulation adopts regulations under § 3-104.1(c) of the Real Property Article, as enacted by Section 1 of this Act, the failure to include the information required in § 3-104.1(b) of the Real Property Article, as enacted by Section 1 of this Act, when recording a mortgage, deed of trust, or any other instrument securing a mortgage loan may not be the basis for a clerk of the court to fail to record the instrument.

SECTION 5. AND BE IT FURTHER ENACTED, That, until the Commissioner of Financial Regulation adopts regulations under § 7-105.1(c)(4)(i) and (ii)4 of the Real Property Article, as enacted by Section 1 of this Act, a notice of intent to foreclose shall be construed to be sufficient if the notice contains the information required under § 7-105.1(c)(4)(ii)1 through 3 of the Real Property Article, as enacted by Section 1 of this Act.”;

and in line 3, strike “4.” and substitute “6.”.