HB0366/810315/1

<u>AMENDMENTS TO HOUSE BILL 366</u>
(First Reading File Bill)

<u>AMENDMENT NO. 1</u>

On page 1, in line 2, before "Notice" insert "<u>Accuracy of</u>"; strike beginning with "notice" in line 4 down through "perjury" in line 6, inclusive, and substitute "<u>affidavit regarding the accuracy of the contents of a certain intent to foreclose be included in an order to docket or a complaint to foreclose on a mortgage or deed of trust on residential property; providing for the application of this Act</u>"; in line 10, strike "7-105.1(c)" and substitute "<u>7-105.1(d)(1)</u>".

<u>AMENDMENT NO. 2</u>

On pages 1 through 3, strike in their entirety the lines beginning with line 17 on page 1 through line 17 on page 3, inclusive, and substitute:

"<u>(d)</u>   <u>An order to docket or a complaint to foreclose a mortgage or deed of trust on residential property shall:</u>

        <u>(1)</u>   <u>Include:</u>

            <u>(i)</u>   <u>If applicable, the license number of:</u>

                <u>1.</u>   <u>The mortgage originator; and</u>

                <u>2.</u>   <u>The mortgage lender; and</u>

            <u>(ii)</u>   <u>An affidavit stating:</u>

                <u>1.</u>   <u>The date on which the default occurred and the nature of the default; and</u>

(Over)

    2. If applicable, that **[**a**]:**

    A. **A** notice of intent to foreclose was sent to the mortgagor or grantor in accordance with subsection (c) of this section and the date on which the notice was sent; and

    B. **AT THE TIME THE NOTICE OF INTENT TO FORECLOSE WAS SENT, THE CONTENTS OF THE NOTICE OF INTENT TO FORECLOSE WERE ACCURATE; AND**".

AMENDMENT NO. 3
  On page 3, after line 17, insert:

  "SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall be construed to apply only prospectively and may not be applied or interpreted to have any effect on or application to any order to docket or complaint to foreclose on residential property filed before July 1, 2011.";

and in line 18, strike "2." and substitute "3.".