

# HOUSE BILL No. 4766

May 23, 2013, Introduced by Rep. Callton and referred to the Committee on Financial Services.

A bill to amend 1961 PA 236, entitled  
"Revised judicature act of 1961,"  
(MCL 600.101 to 600.9947) by adding section 3206.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1           SEC. 3206. (1) A SERVICER OF A MORTGAGE OF PROPERTY LOCATED IN  
2 THIS STATE SHALL COMPLY WITH 12 CFR 1024.38 TO 1024.41 WITH RESPECT  
3 TO THE MORTGAGE. THIS SUBSECTION APPLIES TO SMALL SERVICERS EVEN AS  
4 TO PROVISIONS OF 12 CFR 1024.38 TO 1024.41 THAT DO NOT APPLY TO  
5 SMALL SERVICERS.

6           (2) THIS SECTION APPLIES TO PROCEEDINGS UNDER THIS CHAPTER IN  
7 WHICH THE FIRST NOTICE UNDER SECTION 3208 IS PUBLISHED AFTER  
8 JANUARY 9, 2014.

9           (3) AS USED IN THIS SECTION:

10           (A) "SERVICER" MEANS THAT TERM AS DEFINED IN 12 CFR 1024.2

11           (B) "SMALL SERVICER" MEANS A SERVICER THAT QUALIFIES AS A

1 **SMALL SERVICER UNDER 12 CFR 1026.41(E) (4) .**

2 Enacting section 1. This amendatory act does not take effect  
3 unless all of the following bills of the 97th Legislature are  
4 enacted into law:

5 (a) Senate Bill No. \_\_\_\_ or House Bill No. 4764 (request no.  
6 02406'13) .

7 (b) Senate Bill No. \_\_\_\_ or House Bill No. 4765 (request no.  
8 02407'13) .

9 (c) Senate Bill No. \_\_\_\_ or House Bill No. 4767 (request no.  
10 02409'13) .