

Committee meeting at the bottom.

Representative Kotek wants these bills to come up for votes before the session ends so I am putting out info on them now so we can be prepared.

SB 827, Provides that failure to include required modification form with notice of sale, failure to comply with provisions governing loan modifications and failure to record required affidavit of compliance with loan modification requirements are unlawful practices subject to enforcement under unlawful trade practices law.

Passed out of 2 senate committees on party line vote.

Atkinson and Boquist voted with all the democrats to pass the bill in the senate.

Permits grantor to record affidavit stating that grantor requested loan modification in accordance with law and by applicable deadlines. Stipulates that failure to include required notification form with notice of sale, failure to comply with provisions governing loan modifications and failure to record required affidavit of compliance with loan modification requirements are unlawful practices subject to enforcement under unlawful trade practices law. Specifies that trustees must send copies of required affidavit to Department of Justice. Eliminates specified exceptions from compliance requirements for mortgage loan modifications. Requires trustees to be residents of Oregon or have registered agents that meet specified qualifications. Declares emergency, effective on passage.

Recent legislation in Oregon has sought to help homeowners avoid the foreclosure process by requiring lenders to provide written notice of the borrower's rights and options at least 120 days before a trustee sale (House Bill 3630 (2008)); requiring beneficiaries to give homeowners facing foreclosure the ability to request a loan modification meeting and review and prohibiting foreclosure on property if beneficiary has not responded to homeowner within 45 days (Senate Bill 628(2009)). Federal legislation has also sought to help homeowners modify their loans to allow them to make payments and remain in their homes.

SB 826, Charges mortgage loan servicer with duty of good faith and fair dealing toward borrower.

Senate Bill 826 would allow the Oregon Department of Consumer and Business Services to regulate mortgage bankers.

The bill Authorizes the Department of Consumer and Business Services to adopt rules to regulate specified activities of mortgage brokers, mortgage bankers, mortgage loan servicers and persons that

make or service mortgage loans that are not subject to licensing under ORS 86A.095 to 86A.198. Outlines responsibilities of mortgage servicers. Designates certain violations as unlawful trade practices.

Senate Bill 826-A specifies that DCBS may adopt rules to allow the Department to regulate the activities of mortgage brokers, bankers and loan servicers that are not currently subject to licensing under ORS 86A.095 to 86A.198. The measure permits the Department to define, also by rule, improper and fraudulent business practices in connection to loans made by these unregulated entities.

Date: Tuesday-June 21

Time: 9:30 A.M.

Room: HR B

Rules

Office: 453 Phone: 503-986-1647

House Rules Committee					
<u>Jim Stembridge, Committee Administrator</u>					
Dave	Hunt	D	co-chair	503-986-1900	<u>rep.davehunt@state.or.us</u>
Andy	Olson	R	co-chair	503-986-1415	<u>rep.andyolson@state.or.us</u>
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Phil	Barnhart	D		503-986-1411	<u>rep.philbarnhart@state.or.us</u>
Tim	Freeman	R		503-986-1402	<u>rep.timfreeman@state.or.us</u>
Matt	Wingard	R		503-986-1426	<u>rep.mattwingard@state.or.us</u>
Chris	Garrett	D		503-986-1438	<u>rep.chrisgarrett@state.or.us</u>
<u>Agenda</u>			<u>Live Audio</u>		<u>Archived Audio</u>
<u>Live Video</u>			<u>Publications</u>		

HB 2726, Modifies definition of "smoke shop for purposes of Oregon Indoor Clean Air Act and directs Oregon Health Authority to establish certification system for smoke shops.

This bill is designed to regulate smoke shops more than they are already regulated.

From Bill: “ limiting seating in smoke shop to four persons, prohibits food or beverages on premises, allows smoking for sampling purposes only, and grants authority to OHA to make unannounced inspections.....”

Passed house on near party line vote with Berger, Jenson, Sprenger, Parrish, Thompson and Whisnant voting with the democrats to pass it. Schaffler and Garrett were only democrats voting against bill.

SB 2100 Establishes Pharmacy and Therapeutics Committee to perform functions of Drug Use Review Board, which is abolished. This bill is very looooong.

From the summary:

Establishes 11-member Pharmacy and Therapeutics Committee (P &T Committee) to perform functions of Drug Use Review Board, which is abolished. Establishes Health Evidence Review Commission (HERC) to perform functions of Health Resources Commission and Health Services Commission, which are abolished. Describes roles of Oregon Health Authority (OHA) and Department of Human Services (DHS) in administering medical assistance program. Permits sharing of information between OHA and DHS for specified reasons. Prohibits charging hospital for complaint investigations in excess of specified number and for related fees in excess of specified amount. Extends end date for OHA and DHS to cross-delegate. Corrects references, updates terminology, makes other technical corrections and creates enabling provisions for OHA. Declares emergency, effective on passage.