

- 1.1 ..... moves to amend H.F. No. 83, the first engrossment, as follows:
- 1.2 Page 2, line 7, before the period, insert ", unless the landlord falls under the
- 1.3 exception in subdivision 2 of this section"
- 1.4 Page 2, line 16, delete "servicer" and insert "party foreclosing on a mortgage"
- 1.5 Page 2, line 18, delete "servicer" and insert "party foreclosing on a mortgage"
- 1.6 Page 2, line 19, delete "servicer" and insert "party foreclosing on a mortgage"
- 1.7 Page 2, line 20, delete "coordinate all of the" and insert "provide"
- 1.8 Page 2, line 23, delete "servicer" and insert "party foreclosing on a mortgage"
- 1.9 Page 2, line 24, delete "servicer" and insert "party foreclosing on a mortgage"
- 1.10 Page 2, line 28, delete "servicer" and insert "borrower"
- 1.11 Page 4, line 14, delete "United States Code, title 50, section 501" and insert "United
- 1.12 States Code, Appendix 50, section 501"
- 1.13 Page 5, line 4, delete "servicer" and insert "party foreclosing on a mortgage"
- 1.14 Page 5, line 5, delete "a mortgage servicer" and insert "the party foreclosing on a
- 1.15 mortgage"
- 1.16 Page 5, line 17, delete "servicer or lender" and insert "party foreclosing on a
- 1.17 mortgage"
- 1.18 Page 6, line 12, delete "and" and insert "or"
- 1.19 Page 7, line 25, before "servicer" insert "mortgage"
- 1.20 Page 7, line 35, before "servicer" insert "mortgage"
- 1.21 Page 8, line 6, before "servicer" insert "mortgage"
- 1.22 Page 8, line 18, delete "servicer" and insert "party foreclosing on a mortgage" and
- 1.23 delete "servicer" and insert "party foreclosing on a mortgage"
- 1.24 Page 8, line 19, delete "servicer" and insert "party foreclosing on a mortgage"
- 1.25 Page 8, line 22, delete "servicer" and insert "party foreclosing on a mortgage"
- 1.26 Page 8, line 23, delete "servicer" and insert "party foreclosing on a mortgage"
- 1.27 Page 8, line 30, delete "servicer" and insert "party foreclosing on a mortgage"

- 2.1 Page 8, line 32, delete "servicer" and insert "parties foreclosing on a mortgage"
- 2.2 Page 9, line 1, delete "servicer" and insert "party foreclosing on a mortgage"
- 2.3 Page 9, line 15, delete "servicer" and insert "party foreclosing on a mortgage"
- 2.4 Page 9, line 22, delete "servicer" and insert "party foreclosing on a mortgage"
- 2.5 Page 9, line 32, after "creditors" insert "including: a promissory note, contracts
- 2.6 for debt, statement of interest rates on the debts, delinquent payments, unpaid principal
- 2.7 balance, a list of all collateral securing debts, a creditor's estimate of the value of the
- 2.8 collateral, and debt restructuring programs available from the creditor"
- 2.9 Page 9, line 33, delete "creditor" and insert "party foreclosing on a mortgage"
- 2.10 Page 10, line 4, delete "as"
- 2.11 Page 10, line 5, delete "defined in subdivision 1,"
- 2.12 Page 10, line 7, delete "Creditor's" and insert "Party foreclosing on a mortgage" and
- 2.13 delete "creditor" and insert "party foreclosing on a mortgage"
- 2.14 Page 10, line 15, delete "creditor" and insert "party foreclosing on a mortgage"
- 2.15 Page 10, line 16, delete "creditor's"
- 2.16 Page 10, line 17, delete "creditor" and insert "party foreclosing on the mortgage"
- 2.17 Page 10, line 19, delete "creditor's"
- 2.18 Page 10, line 20, delete "creditor" and insert "party foreclosing on the mortgage"
- 2.19 Page 10, line 21, delete "creditor's"
- 2.20 Page 10, after line 22, insert:
- 2.21 "Subd. 9. **Review of good faith finding.** (a) Upon petition by a debtor or the
- 2.22 party foreclosing on a mortgage, a court may review a mediator's affidavit of lack of
- 2.23 good faith or a mediator's failure to file an affidavit of lack of good faith. The review is
- 2.24 limited to whether the mediator committed an abuse of discretion in filing or failing to
- 2.25 file an affidavit of lack of good faith. The petition must be reviewed by the court within
- 2.26 ten days after the petition is filed.
- 2.27 (b) If the court finds that the mediator committed an abuse of discretion in filing, or
- 2.28 failing to file, an affidavit of lack of good faith, the court may:
- 2.29 (1) reinstate mediation and the stay of mortgage foreclosure proceeding;
- 2.30 (2) order court supervised mediation; or
- 2.31 (3) allow the party foreclosing on a mortgage to proceed immediately with a
- 2.32 mortgage foreclosure proceeding.
- 2.33 Subd. 10. **Creditor not attending mediation meeting.** (a) A party foreclosing on
- 2.34 a mortgage that is notified of the initial mediation meeting is subject to and bound by a
- 2.35 mediation agreement if the party foreclosing on a mortgage does not attend mediation
- 2.36 meetings, unless the party foreclosing on a mortgage files a claim form. In lieu of

3.1 attending a mediation meeting, a creditor may file a claim form with the mediator before  
3.2 the scheduled meeting. By filing a claim form the party foreclosing on a mortgage agrees  
3.3 to be bound by a mediation agreement reached at the mediation meeting unless an  
3.4 objection is filed within ten days. The mediator must notify the party foreclosing on a  
3.5 mortgage who have filed claim forms of the terms of any agreement.

3.6 (b) A party foreclosing on a mortgage who has filed a claim form may serve a  
3.7 written objection to the terms of the mediation agreement on the mediator and the debtor  
3.8 within ten days of receiving notice of the mediation agreement. If a party foreclosing on  
3.9 a mortgage files an objection to the terms of a mediation agreement, the mediator shall  
3.10 meet with the debtor and party foreclosing on a mortgage within ten days of receiving  
3.11 the objection. If an objection is served, the mediator shall schedule a mediation meeting  
3.12 during the ten-day period following receipt of the objection.

3.13 Subd. 11. **Inconsistent laws.** The provisions of this section have precedence over  
3.14 any inconsistent or conflicting laws and statutes including chapters 336, 580, and 581."