

**2009 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB729)**

Received: 04/19/2010

Received By: rnelson2

Wanted: Today

Companion to LRB:

For: Fred Clark (608) 266-7746

By/Representing: Beau

May Contact:

Drafter: rnelson2

Subject: Real Estate - miscellaneous  
Courts - civil procedure

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Rep.Clark@legis.wisconsin.gov

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Mortgage foreclosure procedures

---

**Instructions:**

See attached

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	rnelson2 04/19/2010	nnatzke 04/19/2010	jfrantze 04/19/2010	_____	mbarman 04/19/2010	mbarman 04/19/2010	

FE Sent For:

<END>

**2009 DRAFTING REQUEST**

**Assembly Amendment (AA-ASA1-AB729)**

Received: 04/19/2010

Received By: rnelson2

Wanted: Today

Companion to LRB:

For: Fred Clark (608) 266-7746

By/Representing: Beau

May Contact:

Drafter: rnelson2

Subject: Real Estate - miscellaneous  
Courts - civil procedure

Addl. Drafters:

Extra Copies:

Submit via email: YES

Requester's email: Rep.Clark@legis.wisconsin.gov

Carbon copy (CC:) to:

---

**Pre Topic:**

No specific pre topic given

---

**Topic:**

Mortgage foreclosure procedures

---

**Instructions:**

See attached

---

**Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/1	rnelson2	/1 nwm 4/19	J	4/19			

FE Sent For:

<END>

0427/2

**Nelson, Robert P.**

**From:** Stafford, Beau  
**Sent:** Friday, April 16, 2010 3:30 PM  
**To:** Nelson, Robert P.  
**Subject:** Hopefully final draft fro AB 729

Amend to Bill  
ASAI  
(S 0427/2) Clark  
↓ ↓

Robert –

We would like to get an amendment to the substitute amendment to AB 729 drafted and a Senate companion bill with all of these changes rolled together. The amendment should include the following:

Add in (c) from LRB 0391/1 page 3, lines 18-21 – The reason for the determination. We only want to include the following:

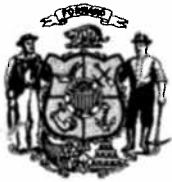
“(c) If the affidavit states that the mortgage loan is not eligible for modification under the mortgage modification program, the affidavit shall include the reason for that determination.”

We would also like to incorporate the changes in the LRB <sup>S</sup>0427/2 into LRB 0427/1. Which are the following:

- 1) Add the following in the definitions section:
  - (b) “Mortgagee negotiator” means a mortgagee or mortgage servicer who has the authority to enter into negotiations regarding modifications to a mortgage loan involving owner-occupied residential property.
- 2) p.2, line 7, add “means a financial institution **or mortgage servicer**” (add bolded words)
- 3) p. 2, line 16, delete “mortgagee or mortgage servicer” and replace with “mortgage modification program participant”
- 4) p. 2, lines 22-23, delete “or mortgage servicer” and add “negotiator”
- 5) p. 3, line 3, delete “modifications” and insert in its place “to be considered under the mortgage modification program for a modification”
- 6) p. 3, line 4, delete “or mortgage servicer” and insert in its place “negotiator”

We have a hearing in the Housing committee on Tuesday at 9:30am and we hope to get something drafted before then. Thanks Robert!

Beau Stafford  
Office of Representative Fred Clark  
42<sup>nd</sup> Assembly District  
608-266-7746  
[Beau.stafford@legis.wi.gov](mailto:Beau.stafford@legis.wi.gov)



4/19  
State of Wisconsin  
2009 - 2010 LEGISLATURE

Noon today

LRBa2337/1  
RPN:f:....  
nwn

**ASSEMBLY AMENDMENT ,  
TO ASSEMBLY SUBSTITUTE AMENDMENT 1,  
TO 2009 ASSEMBLY BILL 729**

- 1 At the locations indicated, amend the substitute amendment<sup>✓</sup> as follows:
- 2 **1.** Page 3, line 22:<sup>✓</sup> after that line insert:
- 3 “(c) If the affidavit in par. (a)<sup>✓</sup> includes a statement showing that the mortgage
- 4 loan is not eligible for modification under the mortgage modification program<sup>✓</sup>, the
- 5 affidavit shall include the reason for that determination.”<sup>✓</sup>

6 (END)