

# HOUSE BILL No. 4763

May 3, 1989, Introduced by Reps. Murphy, Hood, Saunders, Bennane, Brown, DeMars, Jondahl, Emerson, Hertel, Barns, Bartnik, Hunter, Joe Young, Sr., Watkins, Wallace, Profit, Palamara, Stupak, Varga, Stallworth, Hickner, Gubow, Kosteva, Clack, Perry Bullard, Alley, Leland, Jonker and Ciaramitaro and referred to the Committee on Urban Affairs.

A bill to amend section 8 of Act No. 135 of the Public Acts of 1977, entitled

"An act to prohibit certain mortgage lending practices by a credit granting institution; to require the institution to make reports regarding its mortgage lending practices; to prescribe the powers and duties of the commissioner of the financial institutions bureau in relation to those practices; to permit the establishment of local mortgage review boards; and to provide remedies and penalties,"

being section 445.1608 of the Michigan Compiled Laws.

## THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

1       Section 1. Section 8 of Act No. 135 of the Public Acts of  
2 1977, being section 445.1608 of the Michigan Compiled Laws, is  
3 amended to read as follows:

4       Sec. 8. (1) If, in the opinion of the commissioner, a  
5 credit granting institution is violating or has violated this  
6 act, or upon receipt of a written complaint of an alleged  
7 violation of this act by a credit granting institution, the

1 commissioner shall investigate the alleged violation by the  
2 institution. An investigation shall commence within 15 days  
3 after the receipt of a complaint. The commissioner shall report  
4 on the progress of the investigation to the affected parties  
5 within 30 days, shall complete the investigation within 60 days  
6 after receipt of the complaint, and shall report the findings to  
7 the affected parties. The commissioner may conduct a hearing on  
8 a complaint pursuant to THE ADMINISTRATIVE PROCEDURES ACT OF  
9 1969, Act No. 306 of the Public Acts of 1969, as amended, being  
10 sections 24.201 to ~~24.315~~ 24.328 of the Michigan Compiled  
11 Laws.

12 (2) The commissioner shall report annually to the governor  
13 and the legislature on the enforcement of this act. The report  
14 shall include findings on mortgage lending activities based on  
15 the review of data disclosed pursuant to section 6 and the  
16 enforcement activities conducted pursuant to sections 7 and  
17 8(1).

18 (3) THE COMMISSIONER SHALL MEET ANNUALLY WITH THE HOUSE  
19 URBAN AFFAIRS COMMITTEE TO REVIEW THE ANNUAL REPORT REQUIRED  
20 UNDER SUBSECTION (2).