

CHAPTER 5
MORTGAGE LOAN DISCLOSURE AND REPORT
[Prior to 3/25/87, Auditor of State[130] Ch 5]

197—5.1(534) Real estate loan reporting and disclosure.

5.1(1) Each reporting financial institution shall file with the Iowa finance authority and the superintendent a report of all real estate loans made, by census tract, in form and substance as required by the superintendent or the superintendent's designee. If this information cannot be shown by census tract, then it shall be reported by county.

5.1(2) Every report filed shall disclose the following additional information:

- a. Name and address of the reporting financial institution.
- b. Name, address and telephone number of the officer or employee designated by the institution to file the report.
- c. Reporting period covered.

197—5.2(534) Reporting period and requirements.

5.2(1) Report format. Reporting financial institutions as defined in subrule 5.3(1) shall file a mortgage loan disclosure statement which complies with the Federal Home Mortgage Act of 1975, U.S.C. 2801 to 2809 and regulations promulgated under the Act.

5.2(2) Reporting period. The reporting period shall be 12 months in length and shall be the same as the calendar year first beginning on January 1, 1979, ending on December 31, 1979, and each December 31 thereafter.

5.2(3) Filing date. Reporting financial institutions as defined in subrule 5.3(1) shall file with the Iowa finance authority and the savings and loan division by January 15, 1980, and annually thereafter by March 31.

5.2(4) Record maintenance. All records, information and supporting material pertaining to the preparation, maintenance and filing of the appropriate disclosure statements required by Iowa Code section 535A.4 and these rules shall be maintained by reporting financial institutions for a period of not less than five years.

5.2(5) The disclosure reports required hereunder shall be filed on forms that conform in form and substance with the Federal Home Mortgage Disclosure Act.

5.2(6) Each institution filing this report shall also indicate in writing, along with the report, the total number of people requesting examination of the disclosure report using the same reporting period as described in subrule 5.2(2).

197—5.3(534) Definitions.

5.3(1) *Reporting financial institution.* Only those state-chartered savings and loan associations which are required to file a mortgage loan disclosure statement.

5.3(2) *Mortgage loan disclosure statement.* Means the statement required by the Federal Home Mortgage Disclosure Act, 12 U.S.C., Sections 2801 to 2809.

197—5.4(534) Written complaints. Any person who has reason to believe that a financial institution of the type described in these rules has failed to comply with the provisions of Iowa Code chapter 535A or these rules may file a written complaint with the superintendent or bring an action in the district court in accordance with section 535A.6. All written complaints should be addressed to the Superintendent of Savings and Loan Associations, Suite 390, 200 East Grand Avenue, Des Moines, Iowa 50309.

These rules are intended to implement Iowa Code sections 534.401(2), 535A.1, 535A.4(4) and 17A.5(1).

[Filed emergency 2/2/79—published 2/21/79, effective 2/2/79]

[Filed emergency after Notice 7/19/79, Notice 3/7/79—published 8/8/79, effective 7/31/79]

[Filed emergency 8/12/81—published 9/2/81, effective 8/14/81]

[Filed emergency 3/10/87—published 3/25/87, effective 3/10/87]