

Supporting Statement for Paperwork Reduction Act Submissions

Single Family Contractor's/Mortgagor's Cost Breakdowns and Certifications OMB Control Number 2502-0322

A. Justification

1. FHA insures mortgages for single-family dwellings under various provisions of the National Housing Act. The Housing and Urban-Rural Recovery Act of 1983 (HURRA), P.L. 98-181, amended the National Housing Act to permit FHA to insure adjustable rate mortgages (ARMS). Regulations at 24 CFR 203.49 outline the requirements for offerings known as "hybrid" adjustable rate mortgages. An ARM is a mortgage loan that contains provisions that permit a lender to periodically adjust the effective rate of interest charged to the borrower.
2. This request for OMB review involves a revision of a currently approved collection. Information disclosure concerning annual disclosure requirements for adjustable rate mortgages (OMB control number 2502-0322), which is scheduled to expire May 31, 2007. HURRA requires a lender to provide the borrower with a written explanation of the ARM's features at the time of loan application. The required disclosures at loan application, e.g., purpose, amount, and terms of the loan, are made on form HUD-92900-A (approved under 2502-0059), Section I.

24 CFR 203.49 sets forth the ARM disclosure requirements at loan application and at the annual anniversary date of the loan. 24 CFR 203.49(h) describes the annual disclosure requirement. The annual ARM Disclosure Notice must be provided at least 25 days before any adjustment to a mortgagor's monthly payment may occur, and the mortgagee must inform the borrower of the changed interest rate, monthly mortgage amount, the current index interest rate value, and how the payment adjustment was calculated. The annual notification is the subject of this request.

There are currently 161,314 active ARM loans, which accounts for the decrease of respondents and loans requiring annual disclosure.

3. This collection of information is not electronic. Electronic generation of these disclosure documents is widely used in the single-family mortgage industry. However, since the annual notification is provided from the mortgagee to the mortgagor, electronic notification is not feasible. Mailing of paper copies is currently the best way to ensure a mortgagor receives the annual notification.
4. Disclosures are unique to each individual mortgage and therefore not duplicative.
5. The reporting burdens for small business participants should not be materially affected, as the bulk of FHA insured mortgages are originated and serviced by large financial institutions and their affiliates.
6. The disclosure requirements at loan application and at the annual anniversary dates are one-time "on occasion" types, and therefore no reduction in frequency is possible. Failure to provide the required disclosure violates the Federal Reserves Truth-in-Lending ("Regulation Z") regulations.
7. There are no special circumstances involved in this collection.
8. Information collected is conducted in a manner consistent with the guidelines of 5 CFR 1320.8(d). The Notice announcing this collection of information appeared in the Federal Register on February 25, 2010 (Vol. 75, No. 37, page 8730). No comments were received.

9. There are no gifts or other types of payments made to respondents.
10. The Privacy Act of 1974 protects respondents who meet these information-reporting requirements. There are no confidential issues involved.
11. This information collection does not contain any questions of a sensitive nature.
12. Estimate of public burden.

Information Collection	Number of Respondents	Frequency of Responses	Total Annual Responses	Hours Per Response	Total Annual Hours	Hourly Cost	Total Annual Cost
Annual Notification	12,670	Once per loan	161,314	.05	8,065	\$42.00	\$338,730

1. The total number of respondents is 12,670. This figure represents the total number of lenders approved to originate and submit loans for FHA insurance, as per Margaret Butler in Lender Approval Office.
2. The total number of annual responses is 161,314. This number represents the total number of active ARMs per records in SF Data Warehouse.
3. The hourly cost of \$42.00 is based on an estimate of the average annual salary of lender servicing personnel at \$84,855, and includes the cost of overhead, staff support, recordkeeping, etc.

13. There are no additional costs to respondents.
14. The annualized cost to the Federal government is estimated at 10% of the total burden hours. The Federal burden includes compliance reviews related to the loans. The annualized cost to the Federal government assumes a \$40.66 per hour estimate based on a GS-12 (step 5) from the Washington DC Locality Table, \$65,592.71. Total cost to Federal government is \$40.66 x 806 hrs. = \$32,772.
15. This is a revision of a currently approved collection. The previous submission requested approval of the initial disclosure made at loan application, but that was unnecessary because the initial disclosure is approved under 2502-0059. Annual responses were previously estimated at 220,000; however, there are currently 161,314 active ARM loans, which is a decrease of 58,682 loans requiring annual disclosure.
16. This information collection does not include results that will be published.
17. We are not seeking approval to avoid displaying the expiration date for the OMB approval.
18. There are no exceptions to the certification statement identified in item 19 of the OMB 83-I.

B. Collections of Information Employing Statistical Methods

The collection of information does not employ statistical methods.