

110TH CONGRESS
2D SESSION

H. R. 5500

To amend the Fair Credit Reporting Act to provide forbearance from foreclosures of subprime mortgages in the determination of a consumer credit score, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

FEBRUARY 26, 2008

Mr. WYNN introduced the following bill; which was referred to the Committee on Financial Services

A BILL

To amend the Fair Credit Reporting Act to provide forbearance from foreclosures of subprime mortgages in the determination of a consumer credit score, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Foreclosure Credit
5 Forgiveness Act of 2008”.

1 **SEC. 2. FORBEARANCE IN CREATION OF CREDIT SCORE.**

2 (a) IN GENERAL.—Section 609 of the Fair Credit
3 Reporting Act (15 U.S.C. 1681g) is amended by adding
4 at the end the following new subsection:

5 “(h) FORECLOSURE ON SUBPRIME NOT TAKEN INTO
6 ACCOUNT FOR CREDIT SCORES.—

7 “(1) IN GENERAL.—A foreclosure on a
8 subprime mortgage of a consumer may not be taken
9 into account by any person in preparing or calcu-
10 lating the credit score (as defined in subsection
11 (f)(2)) for, or with respect to, the consumer.

12 “(2) SUBPRIME DEFINED.—The term ‘subprime
13 mortgage’ means any consumer credit transaction
14 secured by the principal dwelling of the consumer
15 that bears or otherwise meets the terms and charac-
16 teristics for such a transaction that the Board has
17 defined as a subprime mortgage.”.

18 (b) REGULATIONS.—The Board shall prescribe regu-
19 lations defining a subprime mortgage for purposes of the
20 amendment made by subsection (a) before the end of the
21 90-day period beginning on the date of the enactment of
22 this Act.

23 (c) EFFECTIVE DATE.—The amendment made by
24 subsection (a) shall take effect at the end of the 30-day
25 period beginning on the date of the enactment of this Act

1 and shall apply without regard to the date of the fore-
2 closure.

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