

§ 1965.1

EXHIBIT C TO SUBPART E—CHECKLIST FOR REPORTING PREPAYMENT [RESERVED]
EXHIBIT D TO SUBPART E—METHODOLOGY FOR DETERMINING PREPAYMENT INCENTIVES [RESERVED]
EXHIBIT D-1 TO SUBPART E—WORKSHEET FOR INCENTIVE CALCULATIONS [RESERVED]
EXHIBIT E TO SUBPART E—ADMINISTRATION GUIDANCE FOR MAKING PREPAYMENT DETERMINATIONS [RESERVED]
EXHIBIT F TO SUBPART E—PREPAYMENT AND DISPLACEMENT PREVENTION GRANT AGREEMENT
EXHIBIT G-1 TO SUBPART E—RESTRICTIVE-USE AGREEMENT
(To be used with exhibit A-3 of this subpart)
EXHIBIT G-2 TO SUBPART E—RESTRICTIVE-USE AGREEMENT
(To be used with paragraph (A) to exhibit A-4 of this subpart)
EXHIBIT G-3 TO SUBPART E—RESTRICTIVE-USE AGREEMENT
(To be used with paragraph (B) to exhibit A-4 to this subpart)
EXHIBIT G-4 TO SUBPART E—RESTRICTIVE-USE AGREEMENT
(To be used with paragraph (C) to exhibit A-4 to this subpart)

AUTHORITY: 5 U.S.C. 301; 7 U.S.C. 1989; 42 U.S.C. 1480.

Subpart A—Servicing of Real Estate Security for Farm Loan Programs Loans and Certain Note-Only Cases

SOURCE: 51 FR 4140, Feb. 3, 1986, unless otherwise noted.

§ 1965.1 Purpose.

This subpart delegates authority and prescribes policies and procedures for servicing real estate, leasehold interests, and certain note-only cases for Farmers Home Administration or its successor agency under Public Law 103-354 (FmHA or its successor agency under Public Law 103-354) Farmer Program (FP) loans. Security servicing for borrowers who have *both* FmHA or its successor agency under Public Law 103-354 FP and Single Family Housing (SFH) loans, (excluding Technical Assistance Grants and Site loans), will be according to this subpart. Security servicing for borrowers who are indebted for SFH loans only, will be according to subpart C of part 1965 of this chapter. Security servicing for Nonprogram (NP) loan(s) on farm real estate and chattel property will be according

7 CFR Ch. XVIII (1-1-03 Edition)

to subpart J of part 1951 of this chapter. For borrowers who have both a FP and NP loan, security servicing will be in accordance with the applicable FP regulations and subpart J of part 1951 of this chapter. This subpart does not apply to FmHA or its successor agency under Public Law 103-354 guaranteed loans, Rural Rental Housing (RRH) loans, Labor Housing (LH) loans, Business and Industrial (B&I) loans, Community Programs (CP) loans, Shift-in-Land-Use (Grazing Association) loans, Irrigation and Drainage (I&D) loans, or Indian Tribal Land Acquisition loans.

[58 FR 52654, Oct. 12, 1993]

§ 1965.2 General policies.

(a) The terms “nonprogram (NP)” and “ineligible” may be used interchangeably throughout this subpart but are identical in their meaning.

(b) FmHA or its successor agency under Public Law 103-354 will service real estate security in a manner that best accomplishes the loan objectives and protects the Government’s financial interest. To accomplish this, FmHA or its successor agency under Public Law 103-354 will service the real estate security in accordance with the security instruments and related agreements, including any authorized modifications and the provisions of this subpart.

(c) The Federal Equal Credit Opportunity Act prohibits creditors from discriminating against credit applicants on the basis of race, color, religion, national origin, sex, marital status, age (provided that the applicant has the capacity to enter into a binding contract); because all or part of the applicant’s income is derived from any public assistance, program; or because the applicant has in good faith exercised any right under the Consumer Credit Protection Act. The Federal agency that administers compliance with this law is the Federal Trade Commission, Equal Credit Opportunity, Washington, DC 20580.

(d) If the farm is situated in more than one State, county or parish, the loan will be serviced by the County Office servicing the county in which the borrower’s residence is located. If the borrower is a corporation, cooperative, partnership or joint operation or if the