

# Request for Waiver of Housing Directive

U.S. Department of Housing and Urban Development  
Office of Housing  
Federal Housing Commissioner

OMB Approval No. 2502-0029  
(Expires 04/30/2020)

1. Field Office	2. Program and DAS (e.g., multifamily development) Office of Single Family Housing
3. Waiver Requested by (person, entity, HUD employee) Office of Single Family Housing	
4. Waiver Item (directive number, date, page, paragraph, etc.) Mortgagee Letter (ML) 2021-18, COVID-19 Recovery Loss Mitigation Options, III.A.2.o.iii(B)(3) bullet 1  Relief Sought A waiver of the requirement under bullet 1 of the "Standard" for the COVID-19 Recovery Loss Mitigation Options: Re-Review of Borrowers, which reads: "the Mortgagee has not yet sent out the final documents to the Borrower to complete one of the COVID-19 Home Retention Options found in ML 2021-05 as of August 22, 2021."	
5. Did a check of SharePoint indicate Prior Approval of a factually similar waiver? <input type="checkbox"/> Yes (skip No. 6) <input checked="" type="checkbox"/> No (go to No. 6)	If previously approved, give Counsel's name and date of approval.
6. Counsel Determination. The Waiver Proposal <b>does not conflict</b> <input checked="" type="checkbox"/> <b>conflicts</b> <input type="checkbox"/> with statutory or regulatory provisions (cite rule or provision)	

Counsel (signature)	<b>JUAN BURGOS</b> Digitally signed by JUAN BURGOS Date: 2021.08.05 13:50:14 -04'00'	Date	August 5, 2021
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7. Employee Justification (attach additional pages if necessary)

On July 23, 2021, HUD published ML 2021-18 establishing the COVID-19 Recovery Options, which included the COVID-19 Recovery Loan Modification that targeted a 25% reduction to a Borrower's principal and interest portion of their monthly mortgage payment. FHA also implemented, in that same ML, policies for the COVID-19 Recovery Standalone Partial Claim, which is the same as the existing COVID-19 Standalone Partial Claim except for a limitation on the maximum partial claim amount available. Pursuant to that ML, Mortgagees were required to ensure Borrowers who were not sent final loss mitigation documents by August 22, 2021, are provided the opportunity to receive COVID-19 Recovery Options. Following the publication of the ML, feedback from Mortgagees has been, in part, that complying with that time frame puts them in the difficult position of either resolving borrower delinquency quickly or complying with the requirements of the ML. Further, Mortgagees have indicated that Borrowers may have already agreed to a loss mitigation option under the existing policy and would be confused by a revised loss mitigation offer. This waiver will allow Mortgagees to continue with the current loss mitigation options prior to the effective date of ML 2021-18 that is October 21, 2021.

## Field Office Concurrence

Name	Title	Date
Lopa P. Kolluri	Principal Deputy Assistant Secretary, Office of Housing	August 5, 2021

8. <input checked="" type="checkbox"/> Granted <input type="checkbox"/> Not Granted	Housing Director (signature)	<b>lopa kolluri</b> Digitally signed by lopa kolluri Date: 2021.08.05 14:49:56 -04'00'	Date
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Comments

This waiver is effective immediately.

Public reporting burden for this collection of information is estimated to average xx minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. HUD may not collect this information, and you are not required to complete this form, unless it displays a currently valid OMB control number.

Distribution: (includes waivers granted and denied)

Original to Field Office;  
One copy to each of the following: Director, Organizational Policy, Planning and Analysis Division, Room 9116, HUD Headquarters, HRO  
Assistant General Counsel, Multifamily Mortgage Division, HUD Headquarters, Room 9230, CAHAA  
And one copy to either of the following: Office of the Deputy Assistant Secretary for Single Family Housing, Room 9282, HUD Headquarters, HU  
Office of the Deputy Assistant Secretary for Multifamily Housing, Room 6106, HUD Headquarters, HT