

has not otherwise consented to liability for such charges.

**§ 201.63 Claims against lenders.**

Claims against lenders for money owed to the Department, including unpaid insurance charges and unpaid repurchase demands, shall be collected in accordance with 24 CFR part 17, subpart C.

**PART 202—APPROVAL OF LENDING INSTITUTIONS AND MORTGAGEES**

**Subpart A—General Requirements**

- Sec.  
 202.1 Purpose.  
 202.2 Definitions  
 202.3 Approval status for lenders and mortgagees.  
 202.4 Request for determination of compliance.  
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**Subpart B—Classes of Lenders and Mortgagees**

- 202.6 Supervised lenders and mortgagees.  
 202.7 Nonsupervised lenders and mortgagees.  
 202.8 Loan correspondent lenders and mortgagees.  
 202.9 Investing lenders and mortgagees.  
 202.10 Governmental institutions, Government-sponsored enterprises, public housing agencies and State housing agencies.

**Subpart C—Title I and Title II Specific Requirements**

- 202.11 Title I.  
 202.12 Title II.  
 AUTHORITY: 12 U.S.C. 1703, 1709 and 1715b; 42 U.S.C. 3535(d).  
 SOURCE: 62 FR 20082, Apr. 24, 1997, unless otherwise noted.

**Subpart A—General Requirements**

**§ 202.1 Purpose.**

This part establishes minimum standards and requirements for approval by the Secretary of lenders and mortgagees to participate in the Title I and Title II programs.

**§ 202.2 Definitions.**

*Act* means the National Housing Act (12 U.S.C. 1702 *et seq.*)

*Claim* means a single family insured mortgage for which the Secretary pays

an insurance claim within 24 months after the mortgage is insured.

*Default* means a single family insured mortgage in default for 90 or more days within 24 months after the mortgage is insured.

*Lender or Title I lender* means a financial institution that:

(a) Holds a valid Title I Contract of Insurance and is approved by the Secretary under this part as a supervised lender under § 202.6, a nonsupervised lender under § 202.7, an investing lender under § 202.9 or a governmental or similar institution under § 202.10;

(b) Is under suspension or held a Title I contract that has been terminated but remains responsible for servicing or selling Title I loans that it holds and is authorized to file insurance claims on such loans; or

(c) Is a loan correspondent approved for Title I programs only under § 202.8.

*Loan or Title I loan* means a loan authorized for insurance under Title I of the Act.

*Mortgage, Title II mortgage or insured mortgage* means a mortgage or loan insured under Title II or Title XI of the Act.

*Mortgagee or Title II mortgagee* means a mortgage lender which is approved to participate in the Title II programs as a supervised mortgagee under § 202.6, a nonsupervised mortgagee under § 202.7, a loan correspondent under § 202.8, an investing mortgagee under § 202.9 or a governmental or similar institution under § 202.10.

*Multifamily mortgagee* means a mortgagee approved to participate only in multifamily Title II programs, except that for purposes of § 202.8(b)(1) the term also means a mortgagee approved to participate in both single family and multifamily Title II programs.

*Normal rate* means the rate of defaults and claims on insured mortgages for the geographic area served by a HUD field office, or other area designated by the Secretary, in which a mortgagee originates mortgages.

*Origination approval agreement* means the Secretary's agreement that a mortgagee is approved to originate single family insured mortgages.

*Title I program(s)* means an insurance program or programs authorized by Title I of the Act.