

Escrow Disclosure Public Guidance Documents

The Bureau has maintained HUD's definition of Public Guidance Documents in Regulation X since assuming authority for RESPA and its implementing regulation, Regulation X, in 2011. The Bureau has not issued any new escrow disclosure Public Guidance Documents under RESPA or any other statements about the HUD Public Guidance Documents.

The Bureau maintains a list of escrow disclosure appendices that were removed from the CFR and converted into Public Guidance Documents by HUD's 1996 Streamlining Final Rule. 61 FR 13232 (Mar. 26, 1996). Public Guidance Documents are not "rules, regulations, or interpretations" of the Bureau for purposes of RESPA section 19(b). 12 CFR § 1024.4(a)(2)

Examples of escrows disclosure appendices in Public Guidance Documents include:

- HUD's 1994 Final Escrow Accounting Rule 59 FR 53890 (Oct. 26, 1994).
- HUD's February 1995 Final Escrow Accounting Rule including appendices with revised escrow disclosure formats and examples – 60 FR 8812 (Feb. 15, 1995).
- HUD's May 1995 Final Escrow Accounting Rule titled "Correcting Amendment and Clarifications" which includes several revised escrow formats and a revision of an example – 60 FR 24734 (May 9, 1995).
- HUD's March 1996 RESPA Streamlining Final Rule 61 FR 13232 (Mar. 26, 1996). This
 removes the escrow disclosure format and examples from the CFR as appendices to
 Regulation X and designates them "public guidance documents."
- HUD's January 1998 Final Escrow Accounting Rule 63 FR 3214 (Jan. 21, 1998). This
 adds a new public guidance document concerning a notice for voluntary escrow account
 payments.

The Escrow Disclosure Public Guidance Documents can be found on the Bureau's <u>mortgage</u> servicing webpage and the <u>RESPA</u> webpage under the "additional materials" section.