

be included in the loan. The Secretary will not increase the loan origination fee because the borrower chooses to include such fee in the loan amount financed.

(c) In no event may the total fee agreed upon between the Secretary and the borrower result in an amount that will cause the loan to be designated as a high-cost mortgage as defined in 15 U.S.C. 1602(bb) and 12 CFR part 1026. (Authority: 38 U.S.C. 2041, 3720, 3733)

§ 36.4529 Vendee loan post-origination fees.

(a) The Secretary may charge a borrower the following reasonable fees, per use, following origination, in connection with the servicing of any vendee loan:

(1) Processing assumption fee for the transfer of legal liability of repaying the mortgage when the individual assuming the loan is approved. Such fee will not exceed \$300, plus the actual cost of the credit report. If the assumption is denied, the fee will not exceed the actual cost of the credit report;

(2) Processing subordination fee, not to exceed \$350, to ensure that a modified vendee loan retains its first lien position;

(3) Processing partial release fee, not to exceed \$350, to exclude collateral from the mortgage contract once a certain amount of the mortgage loan has been paid;

(4) Processing release of lien fee, not to exceed \$15, for the release of an obligor from a mortgage loan in connection with a division of real property;

(5) Processing payoff statement fee, not to exceed \$30, for a payoff statement showing the itemized amount due to satisfy a mortgage loan as of a specific date;

(6) Processing payment by phone fee, not to exceed \$12, when a payment is made by phone and handled by a servicing representative; and

(7) Processing payment by phone fee, not to exceed \$10, when a payment is made by phone and handled through an interactive voice response system, without contacting a servicing representative.

(b) The specific fees to be charged on each account may be negotiated between the Secretary and the borrower. The Secretary will review the maximum fees under paragraph (a) of this section bi-annually to determine that they remain reasonable.

(c) The Secretary may charge a borrower reasonable fees established in the loan instrument, including but not limited to the following:

- (1) Property inspection fees;
- (2) Property preservation fees;

- (3) Appraisal fees;
- (4) Attorneys' fees;
- (5) Returned-check fees;
- (6) Late fees; and
- (7) Any other fee the Secretary

determines reasonably necessary for the protection of the Secretary's investment.

(d) Any fee included in the loan instrument and permitted under paragraph (c) of this section would be based on the amount customarily charged in the industry for the performance of the service in the particular area, the status of the loan, and the characteristics of the affected property.

(Authority: 38 U.S.C. 2041, 3720, 3733)

§ 36.4530 Vendee loan other fees.

(a) In addition to the fees that may be charged pursuant to §§ 36.4528 and 36.4529 and the statutory loan fee charged pursuant to 38 U.S.C. 3729, the borrower may be required to pay third-party fees for services performed in connection with a vendee loan.

(b) Examples of the third party fees that may be charged in connection with a vendee loan include, but are not limited to:

- (1) Termite inspections;
- (2) Hazard insurance premiums;
- (3) Force-placed insurance premiums;
- (4) Courier fees;
- (5) Tax certificates; and
- (6) Recorder's fees.

(Authority: 38 U.S.C. 2041, 3720, 3733)

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DEPARTMENT OF VETERANS AFFAIRS

38 CFR Part 60

RIN 2900-AP45

Fisher Houses and Other Temporary Lodging; Correction

AGENCY: Department of Veterans Affairs.
ACTION: Correcting amendments.

SUMMARY: The Department of Veterans Affairs is correcting a final rule that eliminated the use of VA Form 10-0408A when veterans receiving treatment or care seek temporary lodging at a VA Fisher House for their relatives, close friends, or caregivers that was published in the **Federal Register** (82 FR 26592) on June 8, 2017.

DATES: The correction is effective August 2, 2017.

FOR FURTHER INFORMATION CONTACT: Jennifer Koget, National Fisher House and Family Hospitality Program Manager, Care Management and Social

Work (10P4C), Veterans Health Administration, Department of Veterans Affairs, 810 Vermont Avenue NW., Washington, DC 20420, (202) 461-6780. (This is not a toll-free number.)

SUPPLEMENTARY INFORMATION: On June 8, 2017, at 82 FR 26592, VA amended what had been the § 60.15 series of 38 CFR part 60 to eliminate use of VA Form 10-0408A, found at 38 CFR 60.15. VA amended the section heading and heading for paragraph (b) in the § 60.15 series to reflect the June 8, 2017, amendment. At the time of the amendments, VA inadvertently failed to include the accompanying instruction amending the section and paragraph headings. The rule became effective on July 10, 2017; however, the **Federal Register** could not revise the section and corresponding paragraph (b) heading without the missing amendatory instruction.

Consequently, the Electronic Code of Federal Regulations, published by the Government Printing Office, could not implement the change, noting an "inaccurate amendatory instruction" at 38 CFR 60.15. With this notice, VA is amending § 60.15 to correct the accompanying instruction amending the section and paragraph headings in the regulation.

List of Subjects in 38 CFR Part 60

Health care, Housing, Reporting and recordkeeping requirements, Travel, Veterans.

Correcting Amendments

For the reasons discussed in the preamble, VA is correcting 38 CFR part 60 with the following amendments:

PART 60—FISHER HOUSES AND OTHER TEMPORARY HOUSING

- 1. The authority citation for part 60 continues to read as follows:

Authority: 38 U.S.C. 501, 1708.

- 2. In § 60.15, revise the section heading and the paragraph (b) heading are revised to read as follows:

§ 60.15 Process for requesting Fisher House or other temporary lodging.

* * * * *

(b) *Processing requests.* * * *

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Dated: July 27, 2017.

Michael Shores,

*Director, Regulation Policy & Management,
Office of the Secretary, Department of
Veterans Affairs.*

[FR Doc. 2017-16196 Filed 8-1-17; 8:45 am]

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