



RESOLUTION URGING THE PASSAGE OF LEGISLATION REQUIRING MEDIATION PRIOR TO THE INITIATION OF FORECLOSURE

WHEREAS, the Coalition of Bar Associations of Color (CBAC), organized in 1983, is a coalition created to act as a collective voice for issues of common concern to its member organizations; and

WHEREAS, the member organizations of the Coalition of Bar Associations of Color are the Hispanic National Bar Association (HNBA), the National Asian Pacific American Bar Association (NAPABA), the National Bar Association (NBA), and the National Native American Bar Association (NNABA); and

WHEREAS, the Center for Responsible Lending's analysis of first-lien, owner-occupied mortgage loans made to African-Americans estimated that in 2009, 301,500 African-American families lost their homes to foreclosure.

WHEREAS over the next two years, foreclosures are expected to affect 1,115,200 African American families;

WHEREAS, Census Bureau data indicates that the African-American homeownership rate has receded from its recent 2004 high of 49.7 percent to 46.5 percent in the second quarter of 2009;

WHEREAS, the United States Congress has previously introduced and considered legislation, such as the Foreclosure Mandatory Mediation Act of 2010, requiring a one-time mediation before a lender of a loan with federal guarantees or federal insurance can initiate a foreclosure proceedings, with no cost to the taxpayer;

WHEREAS, these bills required that any costs associated with the mediation fall squarely on the mortgagee;

NOW THEREFORE BE IT RESOLVED, that the Coalition of Bar Associations of Color urges members of the United States Congress to re-introduce legislation establishing a requirement for mediation prior to pursuing foreclosure.

BE IT FINALLY RESOLVED, that this resolution shall be the legislative priority of the Coalition of Bar Associations of Color until it is withdrawn or modified by subsequent resolution.

CERTIFICATION

WE, the duly-elected Presidents of the Hispanic National Bar Association (HNBA), the National Asian Pacific American Bar Association (NAPABA), the National Bar Association (NBA), and the National Native American Bar Association (NNABA), hereby certify that they foregoing Resolution was duly enacted by a duly-noticed meetings of the Board of Directors.



Diana Sen
President, Hispanic National Bar Association

7/20/11

Date

Paul O. Hirose
President, National Asian Pacific American Bar Association

7-20-11

Date

Demetrius Shelton
President, National Bar Association

7/20/11

Date

Mary Smith
President-Elect, National Native American Bar Association

7-20-11

Date