

# Purchase & Rate / Term Refinance\* Eligibility Matrices

Loan limits for loans originated on or after January 1, 2025.

Loans will not be allowed to close/fund without an AUS Approval.

Please refer to FHFA 2025 Loan Limits for specific high-cost area maximum loan amounts.

Conforming – Purchase & Rate Term* LTV Matrix The following loan amounts apply to loans with funding or settlement dates <u>on or after January 1, 2025</u>								
Occupancy		Contiguous States Max Loan	es Alaska / Hawaii Max Loan <sup>2</sup>	Max L1 DU – Fixed / ARM	Min FICO			
	1 Unit	\$806,500	\$1,209,750	UTV/CLTV 97% Fixed <sup>1</sup> 95% ARM	<b>LTV/CLTV</b> 95%			
Primary	2 Units	\$1,032,650	\$1,548,975	95%	85%	-		
	3 Units	\$1,248,150	\$1,872,225		80%			
	4 Units	\$1,551,250	\$2,326,875					
2nd Home <sup>3</sup>	1 Unit	\$806,500	\$1,209,750	90%	90%			
	1 Unit	\$806,500	\$1,209,750	85%	85%	620		
Investment <sup>3</sup>	2 Units	\$1,032,650	\$1,548,975		75%			
Purchase	3 Units	\$1,248,150	\$1,872,225	75%				
	4 Units	\$1,551,250	\$2,326,875					
	1 Unit	\$806,500	\$1,209,750		85%			
Investment <sup>3</sup>	2 Units	\$1,032,650	\$1,548,975	75%				
Refinance	3 Units	\$1,248,150	\$1,872,225	13%	75%			
	4 Units	\$1,551,250	\$2,326,875					

#### High Balance / Super Conforming – Purchase & Rate Term\* LTV Matrix The following loan amounts apply to loans with funding or settlement dates <u>on or after January 1, 2025</u>

Occupancy		Contiguous States	Alaska / Hawaii	Max L1	<b>TV/CLTV</b>	
		*	Max Loan <sup>2</sup>	DU – Fixed / ARM	LPA – Fixed / ARM	Min FICO
		Max Loan		LTV/CLTV	LTV/CLTV	
	1 Unit	\$1,209,750		95% Fixed 95% ARM	95%	
Primary	2 Units	\$1,548,975		85%	85%	
-	3 Units	\$1,872,225		75%	80%	
	4 Units	\$2,326,875		13%	80%	
2nd Home <sup>3</sup>	1 Unit	\$1,209,750		90%	85%	
	1 Unit	\$1,209,750	NT / A	85%	85%	620
Investment <sup>3</sup>	2 Units	\$1,548,975	N/A	75%	75%	
Purchase	3 Units	\$1,872,225				
	4 Units	\$2,326,875				
	1 Unit	\$1,209,750			85%	
Investment <sup>3</sup>	2 Units	\$1,548,975		75%		
Refinance	3 Units	\$1,872,225			75%	
	4 Units	\$2,326,875				

1. Max LTV of 95% for loans with non-occupant

2. Alaska and Hawaii do not have high-cost areas

3. Second home and investment transactions must be a 30-year term and ≥\$150,000

## \* For Texas refinance transactions, please refer to Texas Section 50(a)(6) of Matrix

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# **Cash-Out Refinance\* Eligibility Matrices**

Loan limits for loans originated on or after January 1, 2025.

Loans will not be allowed to close/fund without an AUS Approval. Follow AUS findings for Non-Owner Occupant(s) Please refer to <u>FHFA 2025 Loan Limits</u> for specific <u>high-cost area</u> maximum loan amounts.

Conforming – Cash-Out Refinance* LTV Matrix The following loan amounts apply to loans with funding or settlement dates <u>on or after January 1, 2025</u>								
Occupancy		Contiguous States Max Loan	Alaska / Hawaii Max Loan <sup>1</sup>	Max LTV/CLTV       DU – Fixed / ARM     LPA – Fixed/ARM       LTV/CLTV     LTV/CLTV		Min FICO		
	1 Unit	\$806,500	\$1,209,750	80%	80%			
р.	2 Units	\$1,032,650	\$1,548,975	75%	75%			
Primary	3 Units	\$1,248,150	\$1,872,225					
	4 Units	\$1,551,250	\$2,326,875					
2nd Home <sup>2</sup>	1 Unit	\$806,500	\$1,209,750	75%	75%	620		
	1 Unit	\$806,500	\$1,209,750	75%	75%			
÷	2 Units	\$1,032,650	\$1,548,975					
Investment <sup>2</sup>	3 Units	\$1,248,150	\$1,872,225	70%	70%			
	4 Units	\$1,551,250	\$2,326,875					

#### High Balance / Super Conforming – Cash-Out Refinance\* LTV Matrix The following loan amounts apply to loans with funding or settlement dates <u>on or after January 1, 2025</u>

		Contiguous States	Alaska / Hawaii	Max LT		
Occuj	pancy	Max Loan <sup>*</sup>	Max Loan <sup>1</sup>	DU – Fixed / ARM	LPA – Fixed/ARM	Min FICO
		Max Loan	Max Loan-	LTV/CLTV	LTV/CLTV	
	1 Unit	\$1,209,750		80%	80%	
During ours	2 Units	\$1,548,975				
Primary	3 Units	\$1,872,225		75%	75%	
	4 Units	\$2,326,875				
2nd Home <sup>2</sup>	1 Unit	\$806,500	N/A	75%	75%	620
	1 Unit	\$1,209,750	,	75%	75%	-
T ( )2	2 Units	\$1,548,975			70%	
Investment <sup>2</sup>	3 Units	\$1,872,225		70%		
	4 Units	\$2,326,875				

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# Purchase & Rate / Term Refinance\* Eligibility Matrices

Loan limits for loans originated on or before December 31, 2024.

Loans will not be allowed to close/fund without an AUS Approval.

Please refer to FHFA 2024 Loan Limits for specific high-cost area maximum loan amounts.

Conforming – Purchase & Rate Term <sup>*</sup> LTV Matrix The following loan amounts apply to loans with funding or settlement dates <u>on or before December 31, 2024</u>									
Oce	cupancy	Contiguous States Max Loan	Alaska / Hawaii Max Loan <sup>2</sup>	Max L7 DU – Fixed / ARM LTV/CLTV	V/CLTV LPA – Fixed / ARM LTV/CLTV	Min FICO			
	1 Unit	\$766,550	\$1,149,825	97% Fixed <sup>1</sup> 95% ARM	95%				
Primary	2 Units	\$981,500	\$1,472,250	95%	85%	-			
	3 Units	\$1,186,350	\$1,779,525		80%				
	4 Units	\$1,474,400	\$2,211,600						
2nd Home <sup>3</sup>	1 Unit	\$766,550	\$1,149,825	90%	90%				
	1 Unit	\$766,550	\$1,149,825	85%	85%	620			
Investment <sup>3</sup>	2 Units	\$981,500	\$1,472,250			020			
Purchase	3 Units	\$1,186,350	\$1,779,525	75%	75%				
	4 Units	\$1,474,400	\$2,211,600						
	1 Unit	\$766,550	\$1,149,825		85%				
Investment <sup>3</sup>	2 Units	\$981,500	\$1,472,250	750/					
Refinance	3 Units	\$1,186,350	\$1,779,525	75%	75%				
	4 Units	\$1,474,400	\$2,211,600						

#### High Balance / Super Conforming – Purchase & Rate Term\* LTV Matrix The following loan amounts apply to loans with funding or settlement dates <u>on or before December 31, 2024</u>

		<b>Contiguous States</b>	Alaska / Hawaii	Max LT		
Осси	upancy	Max Loan <sup>*</sup>	Max Loan <sup>2</sup>	DU – Fixed / ARM	LPA – Fixed / ARM	Min FICO
	- •		Max Loan-	LTV/CLTV	LTV/CLTV	
	1 Unit	\$1,149,825		95% Fixed 95% ARM	95%	
Primary	2 Units	\$1,472,250		85%	85%	
	3 Units	\$1,779,525		75%	80%	
	4 Units	\$2,211,600		13%	80%	
2nd Home <sup>3</sup>	1 Unit	\$1,149,825		90%	85%	
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Purchase	3 Units	\$1,779,525				
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Investment <sup>3</sup>	2 Units	\$1,472,250		750/		
Refinance	3 Units	\$1,779,525		75%	75%	
	4 Units	\$2,211,600				

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Conforming – Cash-Out Refinance <sup>*</sup> LTV Matrix The following loan amounts apply to loans with funding or settlement dates <u>on or before December 31, 2024</u>								
Occupancy		Contiguous States Max Loan	Max Loan Max Loan <sup>1</sup> DU – Fixed / ARM LPA		V/CLTV LPA – Fixed/ARM LTV/CLTV	Min FICO		
	1 Unit	\$766,550	\$1,149,825	80%	80%			
D.	2 Units	\$981,500	\$1,472,250		75%			
Primary	3 Units	\$1,186,350	\$1,779,525					
-	4 Units	\$1,474,400	\$2,211,600					
2nd Home <sup>2</sup>	1 Unit	\$766,550	\$1,149,825	75%	75%	620		
	1 Unit	\$766,550	\$1,149,825	75%	75%			
·	2 Units	\$981,500	\$1,472,250		70%			
Investment <sup>2</sup>	3 Units	\$1,186,350	\$1,779,525	70%				
1	4 Units	\$1,474,400	\$2,211,600					

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		Contiguous States	Alaska / Hawaii	Max LT		
Occup	pancy	*	Max Loan <sup>1</sup>	DU – Fixed / ARM	LPA – Fixed/ARM	Min FICO
		Max Loan <sup>®</sup>	Max Loan-	LTV/CLTV	LTV/CLTV	
	1 Unit	\$1,149,825		80%	80%	
Duimoury	2 Units	\$1,472,250				620
Primary	3 Units	\$1,779,525		75%	75%	
	4 Units	\$2,211,600				
2nd Home <sup>2</sup>	1 Unit	\$1,149,825	N/A	75%	75%	
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T	2 Units	\$1,472,250		70%	70%	
Investment <sup>2</sup>	3 Units	\$1,779,525				
	4 Units	\$2,211,600				

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	GENERAL REQUIREMENTS
ELIGIBILITY	<ul> <li>All <u>Fannie Mae</u> or <u>Freddie Mac</u> guidelines apply.</li> <li>LTV Eligibility Matrices         <ul> <li><u>Fannie Mae</u></li> <li><u>Freddie Mac</u></li> <li><u>S025 Agency Loan Limits</u></li> <li><u>2024 Agency Loan Limits</u></li> </ul> </li> <li>Manual Underwriting is not allowed.</li> </ul>
BORROWERS	<ul> <li>Unexpired government issued ID's and social security number are required for each Borrower.</li> <li>Land Home Financial Services Inc. will process a third-party social security number validation required for all Borrowers.</li> <li>Maximum number of 4 borrowers, including accommodation mortgagors.</li> <li>Ineligible Borrowers         <ul> <li>Borrowers that are not legal residents including, but not limited to the following borrowers:                 <ul></ul></li></ul></li></ul>
CREDIT	<ul> <li>620 FICO Requirement: <ul> <li>Exception for No Credit Score (Fannie Mae Only): When borrowers have joint credit and one has a credit score and the other does not, and an Approve / Eligible is received, the loan is acceptable.</li> </ul> </li> <li>VOM/VOR as a standalone document is not permitted. <ul> <li>Evidence must be supported by 12 months cancelled checks or auto payment with a copy of the lease/note to confirm the terms required.</li> </ul> </li> <li>Current year IRS taxes due: <ul> <li>If borrower has not paid current year taxes due and is on extension, taxes must be paid current or taxes must be filed and have an approved IRS installment plan established.</li> </ul> </li> <li>Investment Properties using rental income to qualify: <ul> <li>Borrowers must be qualified with primary housing expense.</li> <li>Exceptions: Non-Borrowing spouse solely obligated to present housing mortgage.</li> </ul> </li> <li>Land Home Financial Services, Inc. will run Undisclosed Debt Monitoring (UDM) prior to closing. Any new inquiries and/or debt must be documented.</li> </ul>



GENERA	L RE(	DUIR	EMEN	TS

Fannie Mae has updated the credit score used by DU in the eligibility assessment.

For loan casefiles with more than one borrower, DU will now use an average median credit score when determining if a loan casefile meets the minimum credit score requirement of 620 (example below).

- First, DU will determine each borrower's applicable credit score (middle of the three scores received, or the lower of the two when only two scores received).
- Second, DU will average the applicable credit scores for all borrowers on the loan casefile to determine if the 620 credit score requirement is met.

The following is an example of how the average median credit score will be calculated.

		-	will determine ea plicable credit sc		Step 2: DU will average the borrower's applicable credit scores to ensure a minimum 620 credit score	
		Score 1 Score 2		Score 3	for the DU loan casefile.	
	Borrower 1	590	619	648	656 (Average of 619 and 693)	
CREDIT SCORE ELIGIBILITY IN DU	Borrower 2	661	693	693	In this example, the representative credit score of 619 would continue to be used for pricing and mortgage insurance.	
	The representat insurance requir Reminders: • Fannie of FIC recom • Mortg	e Mae's engine O average, ev mendation age Insurance	) credit score w e reads the data idence of credit Companies acc KA Genworth) rrently:	ill continue to b in the credit re mismanageme epting average	a the eligibility assessment for non-RefiNow loans. be used for pricing and any applicable mortgage port in addition to recognizing the scores. Regardless ent it is not expected to return a favorable DU credit score (participating with some exceptions):	
EMPLOYMENT / INCOME	<ul> <li>Rental income received from a relative requires a documented 12-month payment history of rents.</li> <li>Amended tax returns are only acceptable for documented errors or omissions.</li> <li>Paystubs and W-2's may not be substituted with a written verification of employment.</li> <li>Does not apply to conventional Fannie Mae (DU) transactions that utilize Day 1 Certainty</li> </ul>					
ASSETS	Gift donors cannot be on title or purchase contract as they do not meet the definition of "Gift" per agency definition. VOD's are not acceptable for asset documentation alone. • May not apply to Day 1 Certainty loans.					



	GENERAL REQUIREMENTS				
PROPERTY COLLATERAL	<ul> <li>Transferred Appraisals: Not eligible</li> <li><u>Ineligible Properties / Locations:</u> <ul> <li>LHFS does not offer financing to properties that are secured by community land trusts (i.e., Illinois Land Trust).</li> <li>Co-ops are not permitted.</li> <li>Owner Occupied 2-4 Units in the state of New Jersey not allowed.</li> <li>Manufactured Homes – Leasehold Estate ownership</li> <li>Unincorporated territories of the United States (borrowers and properties) are ineligible for financing.</li> <li>Puerto Rico</li> <li>US Virgin Islands</li> <li>Guam</li> <li>American Samoa</li> <li>Swains Island</li> </ul> </li> </ul>				
TITLE	<ul> <li>Any borrower holding title only must be a legal U.S. Resident.</li> <li>Revocable Trusts (Living Trust) may be eligible on a case-by-case basis.</li> <li>Split vesting is not allowed. Vesting must be 100% in a trust or 100% individual. <ul> <li>May be allowed on conforming conventional loans on an exception basis.</li> </ul> </li> <li>Title report may not be over <u>90</u> days old at the time loan docs are prepared.</li> <li>Power of Attorney (POA's) are eligible on purchase and rate/term transactions only.</li> </ul>				
MORTGAGE INSURANCE (MI)	Minimum, reduced, or custom insurance is not permitted. Must obtain Standard MI coverage.				
OTHER CONSIDERATIONS	<ul> <li>Maximum days allowed for seller rent back 60 days.</li> <li>All loan documentation should not be over <u>90</u> days old at submission.</li> <li>Property Assessed Clean Energy (PACE) aka: Home Energy Renovation Opportunity (HERO) subordination not permitted. Must be paid in full prior to closing.</li> <li>Temporary Buy down loans not permitted.</li> <li>Second home and investment transactions must be a 30-year term and ≥\$150,000</li> <li>All HPML loans must pass Safe Harbor in order to be eligible for closing.</li> </ul>				
HELPFUL LINKS	Land Home Financial Additional Resources:         •       LHFSWholesale.com         •       Multiple Financed Properties         •       Conventional - Submission Checklist         Agency Guidelines:       •         •       Fannie Mae Selling Guide         •       Freddie Mac Selling Guide         •       Manufactured Housing:         •       Manufactured Housing – Conventional Matrix				

Each loan will be evaluated for layers of risk, reasonability, ability and willingness to repay debt. Additional items for consideration include but are not limited to payment shock, assets, reserves, negative balances in bank accounts, housing history, slow pays, financing management evidenced by credit and asset reviews, red flags, multiple layers of risk, etc. May require additional documentation or explanations above and beyond the AUS requirements.

#### Guidelines are for use by mortgage professionals only and subject to change without notice.





<b>CONVENTIONAL TEXAS SECTION 50 (A)(6) FIXED PROGRAM MATRIX</b>			
RATE TERM AND CASH OUT			
Occupancy	Units	FICO	LTV/CLTV
Primary Residence	1	620	80% / 80%

LHFS PROGRAM CODES			
Program Name	Program Code	Program Name	Program Code
Conf Fixed 30 TX Cashout	C30TCO-000	Conf Fixed 15 TX Cashout	C15TCO-000
Conf Fixed 25 TX Cashout	C25TCO-000	Conf Fixed 10 TX Cashout	C10TCO-000
Conf Fixed 20 TX Cashout	C20TCO-000		

	TEXAS SECTION 50 (a)(6) FIXED PROGRAM MATRIX
AUS	<ul> <li>Desktop Underwriter (DU) with "Approve/Eligible" Findings.</li> <li>Loan Product Advisor (LPA) with "Accept" Findings.</li> <li>Manual UW is not allowed.</li> </ul>
ABILITY TO REPAY/QUALIFIED MORTGAGE RULE	• Land Home will close only Safe Harbor Qualified Mortgages as defined under HUD and the Dodd-Frank Wall Street Reform and Consumer Protection Act.
LOAN TYPE	Conventional only
AMORTIZATION TYPE	• Fixed
SEASONING	• No Texas 50 (a)(6) loan may have been made on the subject property less than 12 months prior to the closing of this new loan.
APPRAISALS	<ul> <li>Full interior/exterior appraisal is required. <ul> <li>Regardless of AUS message</li> <li>Appraisal Waiver/No appraisal not allowed.</li> </ul> </li> <li>Section 50 (a) (6) (Q) (ix) of the Texas Constitution requires the owner of the homestead and the lender to sign a written acknowledgment of fair market value of the homestead property "on the date the extension of credit was made."</li> </ul>
BORROWER ELIGIBILITY	<ul> <li>All borrowers must have a social security number.</li> <li>Married Parties: <ul> <li>Non-borrowing spouse allowed, subject to:</li> <li>Executing the security instrument, affidavit and 12-day notice.</li> <li>Executing any other disclosures, notices, and documents, required by Agency guidelines or Applicable Law.</li> <li>If the non-borrowing spouse is on title, they will also be required to sign the acknowledgement of fair market value, notice of right to cancel and copies to owner.</li> <li>Follow applicable Agency requirements and Applicable Law for credit report requirements for non-borrowing spouses.</li> </ul> </li> <li>Non-Married Parties: <ul> <li>All must be on title.</li> <li>All must execute the Note and security instrument.</li> </ul> </li> <li>Borrowers that receive Government/Public Assistance Income (commonly known as Section 8) are not allowed.</li> <li>Inter-vivos trusts not allowed.</li> </ul>



	TEXAS SECTION 50 (a)(6) FIXED PROGRAM MATRIX
FICO	<ul> <li>All borrowers must have a minimum of one credit score to be eligible</li> <li>620 regardless of AUS findings</li> </ul>
CREDIT	<ul> <li>Non-traditional credit is not allowed</li> <li>No derogatory credit for past 12 months</li> </ul>
RATIOS	<ul> <li>Max 45% DTI (regardless of AUS)</li> </ul>
DOCUMENTATION	Full / As determined by AUS
EMPLOYMENT/INCOME VERIFICATION	AIM/Day 1 certainty allowed
LIEN POSITION	First
MAXIMUM LOAN AMOUNT	Conforming
MORTGAGE INSURANCE	Not applicable
OCCUPANCY	<ul> <li>Primary residence – 1 unit</li> <li>Property must be the borrower's "homestead" as defined by the Texas Constitution.</li> </ul>
LOCK	DASH
POINTS AND FEES	<ul> <li>The lesser of the 2% fee restriction in accordance with Texas Applicable Law, or any Agency or regulatory compliance requirements that may apply.</li> <li>Bona fide discount points, appraisal fee (paid to the appraiser, not an AMC), survey costs, title insurance premiums, and title exam report will not be included in the cap.</li> </ul>
FORMS	TX50 amendment signed by Land Home is required
SURVEY	<ul> <li>The survey (or other acceptable evidence) must demonstrate that:</li> <li>the homestead property and any adjacent land are separate parcels, and</li> <li>the homestead property is a separately platted and subdivided lot for which full ingress and egress is available.</li> </ul>
RECENTLY LISTED PROPERTIES	Ineligible
ELIGIBLE PROPERTY TYPES	<ul> <li>Eligible:</li> <li>Single Family (Detached, Attached)</li> <li>PUD (Detached, Attached)</li> <li>Condominium - Warrantable (Detached, Attached)</li> <li>Manufactured Home</li> <li>Must be verified to be either the borrower's urban homestead or rural homestead, as defined below. <ul> <li>If the property is the borrower's urban homestead, it must meet all of the following requirements:</li> <li>Maximum 10 acres. If adjacent property is owned, the file must show that the subject property is a separate parcel and does not include the additional lot.</li> <li>The municipality in which the property is located must provide (directly or by contract) police protection and paid or volunteer fire protection.</li> <li>The municipality in which the property is located must provide (directly or by contract) at least three of the following services:</li> <li>Electric</li> <li>Natural Gas</li> <li>Sewer</li> <li>Storm Sewer</li> <li>Water</li> </ul> </li> <li>If the property is the borrower's rural homestead, it must meet all of the following requirements:</li> <li>The acreage may exceed 10 acres. However, the lot size must be typical and common with the highest and best use as residential. In no case may the lot size exceed 20 acres. If adjacent property requirements.</li> </ul>

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	TEXAS SECTION 50 (a)(6) FIXED PROGRAM MATRIX
INELIGIBLE PROPERTY TYPE	Ineligible: 2-4 Units Leaseholds Condominium Conversions that were converted within the last three years Condotels/Hotel Condominiums or PUDs Cooperatives Timeshares Geodesic Domes Agricultural zoning Working Farms and Ranches Unimproved Land Property currently in litigation Condition Rating of C5/C6 or a Quality Rating of Q6
SECONDARY FINANCING	<ul> <li>No New secondary financing is permitted.</li> <li>Existing subordinate financing not subject to Section 50(a)(6) may be subordinated.</li> <li>If the existing subordinate lien is a Texas Section 50(a)(6), it must be paid off at closing.</li> <li>No third liens permitted.</li> <li>HELOC is not eligible secondary financing.</li> <li>Must meet Agency requirements for secondary financing.</li> </ul>
STATE RESTRICTIONS	Texas Homestead only
TRANSACTION TYPES PRINCIPAL CURTAILMENT NOT PERMITTED AS THERE IS NO CURE FOR AN ERROR IN THE NEW LOAN AMOUNT. WARNING: AGENCY DEFINITION OF REFINANCE TYPE MAY CONFLICT WITH	<ul> <li>Purchases: Not applicable to Texas section 50 (a)(6)</li> <li>Refinance: <ul> <li>When refinancing an existing Texas Section 50(a)(6) lien, borrowers have three options: <ol> <li>Texas Section 50(a)(6) cash-out refinance</li> <li>Texas Section 50(a)(6) rate term refinance</li> <li>Standard rate term refinance - Texas Section 50(a)(4)</li> </ol> </li> <li>Refinance of the borrower's homestead property (primary residence) which falls within any of the following parameters may be closed as a Texas Section 50(a)(6) cash-out refinance transaction: <ol> <li>Borrower will receive any cash out at closing, even as little as \$1.</li> <li>Loan proceeds will be used to pay off an existing Texas Section 50(a)(6) 1st lien (will be shown on the title commitment as an "equity loan") or any non-purchase money 2nd lien.</li> <li>Loan proceeds can be used to pay off federal tax debt liens.</li> <li>Loan proceeds can be used to pay off federal tax debt liens.</li> <li>Loan proceeds can be used to pay off an existing Texas Section 50(a)(6) 1st lien (will be shown on the title commitment as an "equity loan") or any non-purchase money 2nd lien.</li> <li>Loan proceeds can be used to pay off federal tax debt liens.</li> <li>Loan proceeds can be used to pay off rederal tax debt liens.</li> <li>Loan proceeds can be used to property (primary residence) which falls within any of the following parameters may be closed as a Texas Section 50(a)(6) rate term refinance transaction: <ul> <li>Borrower may not receive any cash back.</li> <li>Loan proceeds will be used to pay off an existing Texas Section 50(a)(6) 1st lien (will be shown on the title commitment as an "equity loan") or any non-purchase money 2nd lien.</li> </ul> </li> </ol></li></ul></li></ul>
TEXAS LAW. REVIEW LEGAL RESOURCE TEXAS REFINANCE VS. FANNIE MAE GUIDE FROM GREGG & VALBY	<ul> <li>following parameters may be closed as a standard rate term refinance – Texas Section 50(a)(4) transaction: <ul> <li>Borrower may not receive any cash back.</li> <li>Loan proceeds may be used to pay off an existing Texas Section 50(a)(6) 1st lien</li> </ul> </li> <li>Loans using proceeds to buy out equity pursuant to a court order or agreement of the parties (usually applies to a divorce settlement) is not considered a Texas Section 50(a)(6) loan.</li> <li>Only one outstanding Texas Section 50(a)(6) loan per property is permitted at any given time.</li> <li>The proceeds may not be used to acquire or improve the homestead as indicated in Article XVI, Sections 50(a) (1) through (5) of the Texas Constitution.</li> </ul>



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### **TEXAS SECTION 50 (a)(6) FIXED PROGRAM MATRIX**

RESTRUCTURED" LOANS OR "SHORT" PAYOFF REFINANCES	<ul> <li>DU Loans:         <ul> <li>This transaction may not result in a modified loan, restructured loan or short payoff. The subsequent refinance of a modified/restructured loan may be allowed only on DU loans only if one of the following is met:                 <ul> <li>The borrower(s) made a minimum of 24 consecutive months of timely mortgage payments on the restructured loan before closing on the refinance mortgage loan. In other words, the borrower had to make at least 24 timely mortgage payments based on the terms of the loan after the loan was restructured. After this time, if the borrower chooses to refinance the restructured loan, the new refinance requirements, as applicable.</li> </ul> </li> <li><b>LPA Loans:</b> <ul> <li>This transaction may not result in a modified loan, restructured loan or short payoff. The subsequent refinance of a previously restructured loan is not allowed. The subsequent refinance of a previously modified loan is allowed.</li> </ul> </li> </ul></li></ul>
ATTORNEY OPINION FORM REQUIREMENTS	<ul> <li>The form used:</li> <li>Must be executed by a Texas-licensed attorney</li> <li>Must provide certification that the loan meets all Texas (a)(6) requirements in effect for the transaction</li> <li>LHFS must be the "client" named on the form</li> </ul>
TITLE & ENDORSEMENT REQUIREMENTS	<ul> <li>LHFS must provide the title company with a detailed closing instruction letter, requiring the title company to conduct the closing in a way that ensures compliance with all applicable provisions of Section 50(a)(6) of the Texas Constitution and obtain an acknowledgment of its receipt.</li> <li>Form T-2 with T-42 Endorsement (Equity Loan Endorsement) and T-42.1 Endorsement (Supplemental Coverage Equity Loan Mortgage Endorsement), and Tax Certification are required.</li> <li>Specific to Rate/Term Refinances of Owner-Occupied Homestead Property in Texas, Special title insurance coverage must be obtained when impounds for prepaid expenses are included in the new Mortgage Loan amount.         <ul> <li>The following must be included as a Schedule B Exception:</li> <li>"Possible defect in lien of the insurance in the original principal of the indebtedness secured by the insured mortgage" (Seller Guide Section 5.19.13.6. Title Coverage for Escrows Included in Mortgage Loan Amount, Texas)</li> </ul> </li> </ul>
CLOSING REQUIREMENTS	<ul> <li>First payment must generally be due no later than two months after closing and in all cases in accordance with Texas Constitution 50(a)(6)(L)(i): "The equity loan must be repaid in substantially equal successive periodic installments, not more often than every 14 days and not less often than monthly, beginning no later than two months from the date the loan is made."</li> <li>Loan may not close until 12 days after the later of: <ul> <li>The date the borrower signs a loan application, and</li> <li>The date the customer signs the "Notice Concerning Extension of Credit".</li> </ul> </li> <li>The borrowers must be given a complete and accurate copy of the final HUD-1/HUD-1A or Closing Disclosure no later than one business day prior to loan closing. Borrowers must sign Borrower's Certification of Receipt of Settlement Statement and the Accuracy Thereof at closing.</li> <li>Both spouses must execute the mortgage. However, both spouses are not required to be parties to the promissory note. All individuals on title and their spouses must sign all Texas Cash Out documents.</li> <li>Borrowers must be given a copy of all documents signed at closing and sign the Texas Home Equity Receipt of Copies. The documents may not contain blank spaces.</li> <li>All loans must contain a Texas Home Equity Loan Closing Instructions Addendum.</li> <li>Loan must be closed by an attorney or title company or in the Lender's office. No closings by mail or phone.</li> </ul>

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### **TEXAS SECTION 50 (a)(6) FIXED PROGRAM MATRIX**

CLOSING DOCUMENTS	<ul> <li>The following forms must be executed and included in the final funding package:         <ul> <li>Texas Home Equity Affidavit Agreement</li> <li>Texas Home Equity Discount Point Acknowledgement, if applicable</li> <li>Federal Notice of Right to Rescind</li> <li>In addition to the borrower, the lender must sign the Acknowledgement of Fair Market Value of Land Home property at closing with an appraisal attached to the Acknowledgment.</li> <li>Rural Land Home Affidavit if the property is more than 10 acres</li> <li>Notice of No Oral Agreements signed by lender and borrower</li> <li>Texas Home Equity Receipt of Document Copies</li> <li>Signed Affidavit Confirming Borrower Receipt of Final Itemized Disclosure of Fees.</li> </ul> </li> <li>Use the following forms at closing:         <ul> <li>Texas Home Equity Note</li> <li>Texas Home Equity Condo Rider, if applicable</li> <li>Texas Home Equity PUD Rider, if applicable</li> <li>Texas Home Equity PUD Rider, if applicable</li> </ul> </li> <li>Title Policy must include T42 and T42.1</li> <li>All transactions require a valid survey</li> <li>Power of Attorney is not permitted</li> </ul>
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#### **REVISION HISTORY:**

DATE	TOPIC / UPDATE
12/02/2024	Added new 2025 loan limits



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