

RULE 3002.1-1 – NOTICES OF MORTGAGE PAYMENTS CHANGE – HOME-EQUITY LINE OF CREDIT (HELOC)

During the pendency of a Chapter 13 case, a creditor holding a claim arising from a home-equity line of credit (a “HELOC”) shall not, under Fed. R. Bankr. P. 3002.1(b)(1), be required to file or serve a notice of any change in the periodic payment amount required by that HELOC, other than a change resulting from an escrow account adjustment, if:

- (1) The creditor, in compliance with applicable non-bankruptcy law and the terms of the HELOC, otherwise provides notice directly to the debtor of that non-escrow change to the periodic payment; and
- (2) The Chapter 13 plan provides that the debtor will make current installment payments coming due under the HELOC to the creditor pursuant to 11 U.S.C. § 1322(b)(5).