

SB0042/518773/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 42

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, strike beginning with “repealing” in line 3 down through “limitations” in line 6 and substitute “clarifying that a certain prohibition on reviving or extending the statute of limitations applicable to a consumer debt collection action applies only to certain actions on the debt that occur after the expiration of the limitations period; providing that a certain provision of law may not be interpreted to affect the statute of limitations applicable to a cause of action arising from a certain agreement or payment plan entered into before the expiration of a certain statute of limitations”.

AMENDMENT NO. 2

On page 1, strike beginning with “on” in line 19 down through “action,” in line 20; in line 20, strike “subsequent”; in line 21, strike “may” and substitute “**THAT OCCURS AFTER THE EXPIRATION OF THE STATUTE OF LIMITATIONS APPLICABLE TO THE CONSUMER DEBT COLLECTION ACTION DOES**”; and in lines 21 and 22, in each instance, strike the brackets.

AMENDMENT NO. 3

On page 1, in line 19, after “(b)” insert “**(1)**”; and after line 22, insert:

“(2) THIS SUBSECTION MAY NOT BE INTERPRETED TO AFFECT THE STATUTE OF LIMITATIONS APPLICABLE TO A CAUSE OF ACTION ARISING FROM A SEPARATE WRITTEN AGREEMENT OR WRITTEN PAYMENT PLAN ENTERED INTO BY THE DEBTOR AND THE CREDITOR OR COLLECTOR BEFORE THE EXPIRATION OF THE STATUTE OF LIMITATIONS APPLICABLE TO THE CONSUMER DEBT COLLECTION ACTION.”