

BY: Finance Committee

AMENDMENTS TO HOUSE BILL 1022
(Third Reading File Bill)

AMENDMENT NO. 1

On page 2, in line 20, after “date;” insert “providing for the termination of this Act;”.

AMENDMENT NO. 2

On page 12, strike in their entirety lines 8 through 22, inclusive, and substitute:

“(E) (1) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, FOR EACH INDIVIDUAL DEBT, A DEBT SETTLEMENT SERVICES FEE SHALL:

(I) BEAR THE SAME PROPORTIONAL RELATIONSHIP TO THE DEBT SETTLEMENT SERVICES FEE FOR SETTLING THE TOTAL DEBT AS THE INDIVIDUAL DEBT AMOUNT BEARS TO THE TOTAL DEBT; OR

(II) BE CALCULATED AS A PERCENTAGE OF THE AMOUNT BY WHICH THE PRINCIPAL AMOUNT OF THE DEBT EXCEEDS THE AMOUNT PAID TO THE CREDITOR OR DEBT COLLECTOR TO SETTLE THE DEBT.

(2) THE PERCENTAGE CHARGED UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION SHALL BE THE SAME FOR EACH INDIVIDUAL DEBT.”

AMENDMENT NO. 3

On page 16, in line 12, strike “**APRIL 30**” and substitute “**MARCH 15 OF**”; in lines 28 and 29, in each instance, strike “April 30” and substitute “March 15”; and in line 29, strike “2015” and substitute “2014”.

(Over)

On page 17, in line 9, strike the comma and substitute “:

1.”;

in the same line, after the second “debt” insert “and the savings amount”; after line 9, insert:

“2. the amount of the debt settlement services fee charged to the consumer and how it was calculated; and

3. the amount of the debt settlement services fee that would have been charged if calculated based on:

A. 30% of the excess of the principal amount of the debt over the amount paid to settle the debt, up to 20% of the principal amount of the total debt; and

B. 25% of the principal amount of the total debt;”;

in line 10, after “of” insert “debt settlement services”; in line 26, strike “and”; in line 28, after “period” insert “:

(6) a profit and loss statement of debt settlement services provided to Maryland consumers for the previous calendar year prepared by an independent certified public accountant in accordance with generally accepted accounting principles; and

(7) any other information the Commissioner reasonably requires”;

in line 30, strike “2013” and substitute “2014”.

On page 18, in line 6, strike “the calculation of and” and substitute “a”; in line 6, strike the comma; strike lines 7 and 8 in their entirety and substitute “would be beneficial to consumers and fair to the debt settlement services industry.”; and in line 10, after “2011.” insert “It shall remain effective for a period of 3 years and 9 months and, at the end of June 30, 2015, with no further action required by the General Assembly, this Act shall be abrogated and of no further force and effect.”.