

SENATE BILL 68

C2

8lr0713

(PRE-FILED)

By: **Senator Norman**

Requested: September 29, 2017

Introduced and read first time: January 10, 2018

Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Business Regulation – Collection Agencies – Exemptions From Licensure**

3 FOR the purpose of altering a certain exemption from the requirement that a person must
4 have a license to operate as a collection agency to include certain lawyers and certain
5 employees; repealing a certain exception to a certain exemption; and generally
6 relating to exemptions from the requirement to be licensed as a collection agency.

7 BY repealing and reenacting, with amendments,

8 Article – Business Regulation

9 Section 7–102(b)(9)

10 Annotated Code of Maryland

11 (2015 Replacement Volume and 2017 Supplement)

12 BY repealing and reenacting, without amendments,

13 Article – Business Regulation

14 Section 7–301(a)

15 Annotated Code of Maryland

16 (2015 Replacement Volume and 2017 Supplement)

17 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,

18 That the Laws of Maryland read as follows:

19 **Article – Business Regulation**

20 7–102.

21 (b) This title does not apply to:

22 (9) a lawyer, **OR AN EMPLOYEE UNDER THE SUPERVISION OF A**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **LAWYER**, who is collecting a debt for a client[, unless the lawyer has an employee who:

2 (i) is not a lawyer; and

3 (ii) is engaged primarily to solicit debts for collection or primarily
4 makes contact with a debtor to collect or adjust a debt through a procedure identified with
5 the operation of a collection agency]; or

6 7-301.

7 (a) Except as otherwise provided in this title, a person must have a license
8 whenever the person does business as a collection agency in the State.

9 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
10 October 1, 2018.