

BY: Finance Committee

AMENDMENTS TO SENATE BILL NO. 882

(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, before the first "Credit" insert "Unsecured Closed End"; strike beginning with "Assistance" in line 2 down through "Credit" in line 3 and substitute "Study Commission"; in line 5, strike "an" and substitute "a certain"; in line 8, strike "open end credit,"; in the same line, after "credit;" insert "creating a Short-Term Small Consumer Loan Study Commission; providing for the membership and co-chairmen of and staff for the Study Commission; requiring the Study Commission to perform certain duties, including reporting to the General Assembly on or before a certain date; providing for the termination of certain provisions of this Act; defining a certain term;"; in line 9, after "to" insert "unsecured closed end"; and in the same line, strike "services businesses" and substitute "regulation".

AMENDMENT NO. 2

On page 1, in line 19, before "A" insert "(A)".

On page 2, in line 19, after "(8)" insert "SUBJECT TO THE PROVISIONS OF SUBSECTION (B) OF THIS SECTION,"; in the same line, after "OF" insert "UNSECURED CLOSED END"; in line 21, strike "9,"; and after line 21, insert:

"(B) (1) (I) IN THIS SUBSECTION, "PAYMENT INSTRUMENT" MEANS A CHECK OR A DRAFT ORDERING A PERSON TO PAY MONEY.

(II) "PAYMENT INSTRUMENT" INCLUDES A MONEY ORDER.

(2) UNDER SUBSECTION (A)(8) OF THIS SECTION, AN EXTENSION OF UNSECURED CLOSED END CREDIT INCLUDES AN EXTENSION OF CREDIT FOR WHICH A PAYMENT INSTRUMENT IS HELD TO ENSURE PAYMENT."

(Over)

AMENDMENT NO. 3

On page 2, before line 22, insert:

“SECTION 2. AND BE IT FURTHER ENACTED, That:

- (1) There is a Short-Term Small Consumer Loan Study Commission.
- (2) The Study Commission shall consist of the following 13 members:
 - (a) Two members of the House Commerce and Government Matters Committee, appointed by the Speaker of the House of Delegates;
 - (b) One member of the Senate Finance Committee, appointed by the President of the Senate;
 - (c) The Commissioner of Financial Regulation;
 - (d) One representative from the Office of the Attorney General, appointed jointly by the Speaker and the President from a list of nominees submitted by the Attorney General;
 - (e) One representative of State chartered banks, appointed jointly by the Speaker and the President from a list of nominees submitted by the Maryland Bankers Association;
 - (f) One representative of State chartered credit unions, appointed jointly by the Speaker and the President from a list of nominees submitted by the Maryland Credit Union League;
 - (g) Two representatives of persons licensed under Title 11, Subtitle 2 of the Financial Institutions Article (Maryland Consumer Loan Law - Licensing Provisions), Title 11, Subtitle 3 of the Financial Institutions Article (Installment Loans - Licensing Provisions), or Title 12, Subtitle 1 of the Financial Institutions Article (Check Cashing Services), appointed jointly by the Speaker and the President;
 - (h) One representative of persons licensed as pawnbrokers under Title 12 of the Business Regulation Article (Secondhand Precious Metal Object Dealers and Pawnbrokers), appointed jointly by the Speaker and the President;
 - (i) Two representatives of consumer advocacy or community development

organizations, appointed jointly by the Speaker and the President; and

(j) One representative of nonprofit charitable foundations, appointed jointly by the Speaker and the President.

(3) (a) The Speaker of the House of Delegates shall designate one of the members from the Commerce and Government Matters Committee as co-chairman of the Study Commission.

(b) The President of the Senate shall designate the member from the Finance Committee as co-chairman of the Study Commission.

(4) The Department of Legislative Services shall provide staff for the Study Commission.

(5) The Study Commission shall:

(a) Determine the need for short-term, small consumer loans in the State;

(b) Identify reasons why traditional lenders may not be fully meeting the need for short-term, small consumer loans in the State, particularly in low and moderate income areas;

(c) Evaluate alternatives to help meet the need for short-term, small consumer loans in the State; and

(d) Report to the General Assembly, in accordance with § 2-1246 of the State Government Article, on or before December 1, 2001 on recommendations, including proposed legislation, if any, to help meet the need for short-term, small consumer loans in the State and to address any other issues identified by the Study Commission.”;

in line 22, strike “2.” and substitute “3.”; in line 23, strike “October” and substitute “June”; and in the same line, after the period insert “Section 2 of this Act shall remain effective for a period of 7 months and, at the end of December 31, 2001, with no further action required by the General Assembly, Section 2 of this Act shall be abrogated and of no further force and effect.”.

(Over)

