

BY: Economic Matters Committee

AMENDMENT TO SENATE BILL 741
(Third Reading File Bill)

On pages 12 and 13, strike in their entirety the lines beginning with line 23 on page 12 through line 3 on page 13, inclusive, and substitute:

“(E) (1) A REGISTRANT MAY NOT CHARGE A DEBT SETTLEMENT SERVICES FEE THAT EXCEEDS:

(I) WITH RESPECT TO EACH INDIVIDUAL DEBT, 30% OF THE EXCESS OF THE PRINCIPAL AMOUNT OF THE DEBT OVER THE AMOUNT PAID TO THE CREDITOR OR DEBT COLLECTOR TO SETTLE THE INDIVIDUAL DEBT; OR

(II) SUBJECT TO PARAGRAPH (2) OF THIS SUBSECTION, WITH RESPECT TO THE TOTAL DEBT, 20% OF THE PRINCIPAL AMOUNT OF THE TOTAL DEBT.

(2) THE AMOUNT OF A DEBT SETTLEMENT SERVICES FEE UNDER PARAGRAPH (1)(II) OF THIS SUBSECTION FOR EACH INDIVIDUAL DEBT:

(I) MUST BEAR THE SAME PROPORTIONAL RELATIONSHIP TO THE DEBT SETTLEMENT SERVICES FEE FOR THE TOTAL DEBT AS THE INDIVIDUAL DEBT BEARS TO THE TOTAL DEBT; AND

(II) MAY NOT EXCEED THE AMOUNT BY WHICH THE CONSUMER’S DEBT IS REDUCED.”.

(Over)

On page 16, in line 5, strike “AN” and substitute “THE”; in the same line, strike “NOT LESS THAN” and substitute “OF”; and strike beginning with “AT” in line 5 down through “FILED” in line 6.

On page 18, in line 11, strike “2014” and substitute “2013”; and strike beginning with “in” in line 21 down through “industry” in line 22.