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SENATE BILL 5686

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State of Washington

53rd Legislature

1993 Regular Session

By Senators Williams and Pelz

Read first time 02/09/93. Referred to Committee on Labor & Commerce.

1 AN ACT Relating to delinquent payment charges on credit cards; and  
2 amending RCW 63.14.090.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 63.14.090 and 1984 c 280 s 2 are each amended to read  
5 as follows:

6 (1) The holder of any retail installment contract, retail charge  
7 agreement, or lender credit card agreement may not collect any  
8 delinquency or collection charges, including any attorney's fee and  
9 court costs and disbursements, unless the contract, charge agreement,  
10 or lender credit card agreement so provides. In such cases, the  
11 charges shall be reasonable, and no attorney's fee may be recovered  
12 unless the contract, charge agreement, or lender credit card agreement  
13 is referred for collection to an attorney not a salaried employee of  
14 the holder.

15 (2) The contract, charge agreement, or lender credit card agreement  
16 may contain other provisions not inconsistent with the purposes of this  
17 chapter, including but not limited to provisions relating to  
18 refinancing, transfer of the buyer's equity, construction permits, and  
19 title reports.

1       (3) Notwithstanding subsection (1) of this section, delinquency  
2 charges or collection charges for the late payment of a retail charge  
3 agreement or lender credit card agreement may not be more than ten  
4 percent of the average balance of the delinquent account for the prior  
5 thirty-day period when the average balance of the account for the prior  
6 thirty-day period is less than one hundred dollars.

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