

Amendments to House Bill No. 63
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Requested by Representative JP Pomnichowski

For the House Business and Labor Committee

Prepared by Bartley Campbell
January 14, 2013 (9:56am)

1. Page 1, following line 28.

Insert: "(b) "Conspicuous" means that:

(i) a heading is in capital letters equal to or greater in size than the surrounding text or in contrasting type, font, or color than the surrounding text of the same or lessor size; or

(ii) language in the body of a record or display is in larger type than the surrounding text, is in contrasting type, font, or color than the surrounding text of the same size, or is set off from the surrounding text of the same size by symbols or other marks that call attention to the language."

Renumber: subsequent subsections

2. Page 5, line 14 through line 15.

Strike: "Systemic" on line 14 through "computation." on line 15

3. Page 9, line 20 through line 28.

Strike: "4." on line 20 through "goods." on line 28

4. Page 10, line 26.

Following: "."

Insert: "The buyer's written acknowledgment, conforming to the requirements of 31-1-232, of delivery of a copy of a contract, in any action or proceeding by or against a holder of the contract without knowledge to the contrary when the holder purchases the contract, must be conclusive proof:

(a) of the delivery;

(b) that the contract when signed did not contain any blank spaces except as provided in this subsection (7); and

(c) of compliance with 31-1-231 through 31-1-236."

5. Page 11, lines 13 and 14.

Strike: subsection (10) in its entirety

6. Page 11, lines 29 and 30.

Following: "\$10 or"

Strike: "in lieu" on line 29 through "31-1-107" on line 30

Insert: "alternatively, the holder may calculate a fixed delinquency fee that is expressed as an interest rate not exceeding 15% of each installment in default"

7. Page 12, line 4.

Strike: "after maturity on each installment in default,"

8. Page 12, line 6.

Following: "payment of"

Insert: "both a delinquency charge as permitted in subsection (1) and"

9. Page 13, line 18 through line 19.

Strike: "unless" on line 18 through "law" on line 19

- END -