

---

SENATE BILL 6477

---

State of Washington

52nd Legislature

1992 Regular Session

By Senator Williams

Read first time 02/04/92. Referred to Committee on Financial Institutions & Insurance.

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.

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

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