

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Seiler offered the following:

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3 **Amendment (with title amendment)**

4 On page 30, between lines 9 and 10, insert:

5 Section 21. Section 817.802, Florida Statutes, is amended
6 to read:

7 817.802 Unlawful fees and costs.--

8 (1) It is unlawful for any person, while engaging in debt
9 management services or credit counseling services, to charge or
10 accept from a debtor residing in this state, directly or
11 indirectly, a fee or contribution greater than \$50 for the
12 initial setup or initial consultation. Subsequently, the person
13 may not charge or accept a fee or contribution from a debtor
14 residing in this state greater than \$120 per year for additional
15 consultations or, alternatively, if debt management services as

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HOUSE AMENDMENT

Bill No. CS/CS/SB 370

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16 defined in s. 817.801(2)(b) are provided, the person may charge
17 the greater of 12 ~~7.5~~ percent of the amount paid monthly by the
18 debtor to the person or \$25 ~~\$35~~ per month, not to exceed a total
19 of \$50 per month.

20 (2) ~~No provision of~~ This section does not prohibit
21 ~~prohibits~~ any person, while engaging in debt management or
22 credit counseling services, from imposing upon and receiving
23 from a debtor a reasonable and separate charge or fee for
24 insufficient funds transactions.

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26 ===== T I T L E A M E N D M E N T =====

27 On page 3, line 19, remove said line and insert:
28 "mortgagee of record"; amending s. 817.802,
29 F.S.; revising the amount of fees or
30 contributions that a debt manager or credit
31 counselor may charge to certain debtors;
32 providing effective

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