

Hall of the House of Representatives
85th General Assembly - Regular Session, 2005
Amendment Form

Subtitle of House Bill No. 1290

"TO REPEAL THE PROVISION WHICH PERMITS CERTAIN ENDORSED OR
GUARANTEED OBLIGATIONS ON CONSUMER LOANS TO BE EXCLUDED FROM THE
CALCULATION OF MAXIMUM ALLOWABLE LOAN LIMITS."

Amendment No. 1 to House Bill No. 1290.

Amend House Bill No. 1290 as originally introduced:

Page 1, line 28 delete "~~(1)~~" and substitute "(1)"

AND

Page 1, delete lines 31 through 36 and substitute the following:

"(2)(A) However, in the case of ~~endorsed or guaranteed~~
obligations on consumer loans which are endorsed without recourse, ~~if the~~
~~financial responsibility of the primary debtor is reasonably adequate, and if~~
~~an officer of the state bank designated by the board of directors for that~~
~~purpose certifies in writing that the liability of the primary debtor has~~
~~been evaluated and that the bank is relying primarily on such primary debtor~~
~~for payment~~, the twenty percent (20%) limitation shall be applied to each
primary debtor but not to the liability, in such capacity, of the endorser ~~or~~
~~guarantor~~.

(B) "Consumer loans" for the purpose of this section shall
be considered to be credit extended to a natural person in which the money is
to be used primarily for personal, family, or household purposes."

AND

Page 2, delete lines 1 through 5

