

ENGROSSED HOUSE
BILL NO. 2336

BY: SEIKEL and SULLIVAN of
the HOUSE

and

HERBERT of the SENATE

AN ACT RELATING TO THE CONSUMER CREDIT CODE; AMENDING
14A O.S. 1991, SECTION 2-202, WHICH RELATES TO
CREDIT SALES; MODIFYING CHARGE TO INCLUDE
DOCUMENTARY FEE; AND PROVIDING AN EFFECTIVE DATE.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 14A O.S. 1991, Section 2-202, is
amended to read as follows:

Section 2-202. (1) In addition to the credit service charge
permitted by this part, a seller may contract for and receive the
following additional charges in connection with a consumer credit
sale:

- (a) official fees that are itemized and disclosed in
accordance with rules of the Administrator, reasonable
closing costs, and taxes;
- (b) charges for insurance as described in subsection (2);
- (c) charges for other benefits, including insurance,
conferred on the buyer, if the benefits are of value
to him and if the charges are reasonable in relation
to the benefits, are of a type which is not for
credit, and are excluded as permissible additional

charges from the credit service charge by rule adopted by the Administrator; and

- (d) ~~charges to recover the costs associated with processing applications, including but not limited to cost of services such as credit reports and credit investigations~~ a documentary fee for services rendered to, for or on behalf of a retail buyer in preparing, handling and processing documents relating to a retail installment transaction involving a motor vehicle, automobile, pick-up, motorcycle, recreational vehicle or boat. If a documentary fee is charged, it may not exceed Twenty-five Dollars (\$25.00) and it must be disclosed on the retail installment contract as a separate itemized charge.

(2) An additional charge may be made for insurance written in connection with the sale, other than insurance protecting the seller against the buyer's default or other credit loss,

- (a) with respect to insurance against loss of or damage to property, or against liability, if the seller furnishes a clear and specific statement in writing to the buyer, setting forth the cost of the insurance if obtained from or through the seller, and stating that the buyer may choose the person through whom the insurance is to be obtained; and
- (b) with respect to consumer credit insurance providing life, accident or health coverage, if the insurance coverage is not a factor in the approval by the seller of the extension of credit and this fact is clearly disclosed in writing to the buyer, and if, in order to obtain the insurance in connection with the extension of credit, the buyer gives specific affirmative

written indication of his desire to do so after
written disclosure to him of the cost thereof.

SECTION 2. This act shall become effective September 1, 1992.

Passed the House of Representatives the 12th day of March, 1992.

Speaker of the House of
Representatives

Passed the Senate the ____ day of _____, 1992.

President of the Senate