

SENATE BILL NO. 11

INTRODUCED BY TOWE

IN THE SENATE

DECEMBER 23, 1992	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & INDUSTRY.
JANUARY 4, 1993	FIRST READING.
JANUARY 7, 1993	COMMITTEE RECOMMEND BILL DO PASS. REPORT ADOPTED.
JANUARY 8, 1993	PRINTING REPORT.
	SECOND READING, DO PASS.
JANUARY 9, 1993	ENGROSSING REPORT.
	THIRD READING, PASSED. AYES, 29; NOES, 20.
	TRANSMITTED TO HOUSE.

IN THE HOUSE

JANUARY 11, 1993	INTRODUCED AND REFERRED TO COMMITTEE ON BUSINESS & ECONOMIC DEVELOPMENT.
	FIRST READING.
JANUARY 20, 1993	COMMITTEE RECOMMEND BILL BE CONCURRED IN AS AMENDED. REPORT ADOPTED.
JANUARY 22, 1993	SECOND READING, CONCURRED IN.
JANUARY 25, 1993	THIRD READING, CONCURRED IN. AYES, 73; NOES, 26.
	RETURNED TO SENATE WITH AMENDMENTS.

IN THE SENATE

JANUARY 28, 1993	SECOND READING, AMENDMENTS NOT CONCURRED IN.
MARCH 5, 1993	ON MOTION, CONFERENCE COMMITTEE REQUESTED AND APPOINTED.

IN THE HOUSE

MARCH 12, 1993

ON MOTION, CONFERENCE COMMITTEE  
REQUESTED AND APPOINTED.

IN THE SENATE

APRIL 8, 1993

SECOND READING, CONFERENCE COMMITTEE  
REPORT ADOPTED.

APRIL 12, 1993

THIRD READING, CONFERENCE COMMITTEE  
REPORT ADOPTED.

IN THE HOUSE

APRIL 16, 1993

CONFERENCE COMMITTEE REPORT ADOPTED.

IN THE SENATE

APRIL 22, 1993

SENT TO ENROLLING.

REPORTED CORRECTLY ENROLLED.

SENATE BILL NO. 11  
INTRODUCED BY TOWE

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING THE INTEREST RATE ALLOWED BY AGREEMENT FOR CREDIT TRANSACTIONS; AMENDING SECTION 31-1-107, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**Section 1.** Section 31-1-107, MCA, is amended to read:

"31-1-107. Interest rate allowed by agreement. (1)

Parties may agree in writing for the payment of any rate of interest ~~not more than that does not exceed the greater of~~ 15% or an amount that is 6 percentage points per annum above the prime rate of major New York banks, as published in the Wall Street Journal edition dated 3 business days prior to the execution of the agreement, ~~and such interest shall.~~ Interest must be allowed according to the terms of the agreement.

(2) A loan that is not usurious when made is lawful for the duration of the loan, provided the loan agreement is not substantially changed. This subsection does not apply to loan renewals.

(3) The provisions of this section do not apply to regulated lenders as defined in 31-1-111."

NEW SECTION. **Section 2.** Effective date. [This act] is effective on passage and approval.

-End-

APPROVED BY COMM. ON  
BUSINESS & INDUSTRY

SENATE BILL NO. 11

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5 RATE ALLOWED BY AGREEMENT FOR CREDIT TRANSACTIONS; AMENDING  
6 SECTION 31-1-107, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE  
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15 the prime rate of major New York banks, as published in the  
16 Wall Street Journal edition dated 3 business days prior to  
17 the execution of the agreement, and such interest shall.  
18 Interest must be allowed according to the terms of the  
19 agreement.

20 (2) A loan that is not usurious when made is lawful for  
21 the duration of the loan, provided the loan agreement is not  
22 substantially changed. This subsection does not apply to  
23 loan renewals.

24 (3) The provisions of this section do not apply to  
25 regulated lenders as defined in 31-1-111."

1 NEW SECTION. Section 2. Effective date. [This act] is

2 effective on passage and approval.

-End-

HOUSE STANDING COMMITTEE REPORT

January 19, 1993

Page 1 of 1

Mr. Speaker: We, the committee on Business and Economic Development report that Senate Bill 11 (third reading copy -- blue) be concurred in as amended .

Signed:   
Steve Benedict, Chair

And, that such amendments read: Carried by: Rep. Cocchiarella

1. Title, line 5.

Following: "TRANSACTIONS;"

Insert: "AND"

2. Title, lines 6 and 7.

Strike: "; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

3. Page 2, lines 1 and 2.

Strike: section 2 in its entirety

  
HOUSE

SB 11

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5 RATE ALLOWED BY AGREEMENT FOR CREDIT TRANSACTIONS; AND  
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24 (3) The provisions of this section do not apply to  
25 regulated lenders as defined in 31-1-111."

1 ~~NEW SECTION. Section 2. Effective date: {This act} is~~

2 ~~effective on passage and approval.~~

-End-

REFERENCE BILL

SB 11

AS AMENDED

-2-



Conference Committee  
on Senate Bill No. 11  
Report No. 1, March 19, 1993

Page 1 of 1

Mr. President and Mr. Speaker:

We, your Conference Committee on Senate Bill No. 11, met and considered:

House amendments to Senate Bill No. 11.

We recommend that Senate Bill No. 11 (reference copy - salmon) be amended as follows:

1. Title, line 5.

Following: "TRANSACTIONS"

Strike: "AND"

2. Title, line 7.

Following: "DATE"

Insert: ", AND PROVIDING AN IMMEDIATE EFFECTIVE DATE"

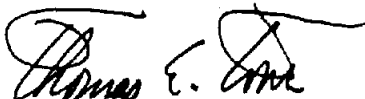
3. Page 2, line 3.

Following: line 2

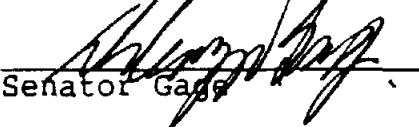
Insert: "NEW SECTION. Section 2. Effective date. [This act] is effective on passage and approval."

And that this Conference Committee report be adopted.

For the Senate:

  
Senator Toye, Chair

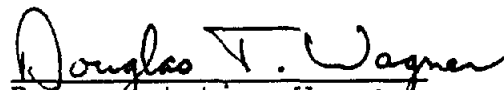
  
Senator Lynch


  
Senator Gage

For the House:

  
Representative Ellis, Chair

  
Representative Pavlovich

  
Representative Wagner

RM-  
Amd. Coord.  
  
Sec. of Senate

ADOPT

REJECT

C.C.R. #1  
SB 11  
621404CC.Sma



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(3) The provisions of this section do not apply to regulated lenders as defined in 31-1-111."

~~NEW SECTION. --Section 2. --Effective--date--{this act}--is-- effective on passage and approval.~~

NEW SECTION. SECTION 2. EFFECTIVE DATE. [THIS ACT] IS EFFECTIVE ON PASSAGE AND APPROVAL.

-End-

REFERENCE BILL: Includes  
Conference Committee Report  
Dated 3-19-93