

HOUSE BILL 774

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CF SB 409

By: **Delegates Howard, Arentz, Bartlett, Carey, Chisholm, Cox, Impallaria, Kipke, Malone, McComas, Qi, Rogers, Saab, Valderrama, and Walker**

Introduced and read first time: January 31, 2020

Assigned to: Economic Matters

Committee Report: Favorable with amendments

House action: Adopted

Read second time: February 26, 2020

CHAPTER _____

1 AN ACT concerning

2 **Financial Institutions – Commissioner of Financial Regulation – Nondepository**
3 **Special Fund**

4 FOR the purpose of including in the Nondepository Special Fund certain fees, assessments,
5 or revenue received by the Commissioner of Financial Regulation associated with
6 the Commissioner’s authority to investigate complaints of violations by credit card
7 processors; requiring the Commissioner to pay into the General Fund of the State
8 certain fines and penalties collected by the Commissioner from credit card
9 processors; altering the purpose of the Nondepository Special Fund; and generally
10 relating to the Nondepository Special Fund.

11 BY repealing and reenacting, with amendments,
12 Article – Financial Institutions
13 Section 11–610(a)(13)(i), (b)(1), and (c)(12)
14 Annotated Code of Maryland
15 (2011 Replacement Volume and 2019 Supplement)

16 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND,
17 That the Laws of Maryland read as follows:

18 **Article – Financial Institutions**

19 11–610.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (a) There is a Nondepository Special Fund that consists of:

2 (13) (i) Any other fee, examination or investigation fee or assessment, or
3 revenue received by the Commissioner under this subtitle, Subtitles 2, 3, 4, and 5 of this
4 title, Title 12, Subtitles 1, 4, 9, and 10 of this article, **TITLE 12, SUBTITLE 14 OF THE**
5 **COMMERCIAL LAW ARTICLE**, and Title 14, Subtitles 12 and 19 of the Commercial Law
6 Article; and

7 (b) Notwithstanding subsection (a) of this section:

8 (1) The Commissioner shall pay all fines and penalties collected by the
9 Commissioner under Title 2, Subtitle 1 of this article, this subtitle, Subtitles 2, 3, 4, and 5
10 of this title, Title 12, Subtitles 1, 4, 9, and 10 of this article, **TITLE 12, SUBTITLE 14 OF**
11 **THE COMMERCIAL LAW ARTICLE**, and Title 14, Subtitles 12 and 19 of the Commercial
12 Law Article into the General Fund of the State; and

13 (c) The purpose of the Fund is to cover the direct and indirect costs of fulfilling
14 the statutory and regulatory duties of the Commissioner and the State Collection Agency
15 Licensing Board related to:

16 (12) Title 12[, Subtitles 5, 6, 9, and 10] of the Commercial Law Article;

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect July
18 1, 2020.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.