

CERTIFICATION OF ENROLLMENT

**SUBSTITUTE SENATE BILL 5686**

53rd Legislature  
1993 Regular Session

Passed by the Senate April 20, 1993  
YEAS 37 NAYS 1

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**President of the Senate**

Passed by the House April 7, 1993  
YEAS 98 NAYS 0

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**Speaker of the  
House of Representatives**

Approved

CERTIFICATE

I, Marty Brown, Secretary of the Senate of the State of Washington, do hereby certify that the attached is **SUBSTITUTE SENATE BILL 5686** as passed by the Senate and the House of Representatives on the dates hereon set forth.

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**Secretary**

FILED

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Governor of the State of Washington

**Secretary of State  
State of Washington**

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**SUBSTITUTE SENATE BILL 5686**

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AS AMENDED BY THE HOUSE

Passed Legislature - 1993 Regular Session

**State of Washington                      53rd Legislature                      1993 Regular Session**

**By** Senate Committee on Labor & Commerce (originally sponsored by  
Senators Williams and Pelz)

Read first time 03/03/93.

1            AN ACT Relating to delinquent payment charges on credit cards; and  
2 amending RCW 63.14.090.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 63.14.090 and 1984 c 280 s 2 are each amended to read  
5 as follows:

6            (1) The holder of any retail installment contract, retail charge  
7 agreement, or lender credit card agreement may not collect any  
8 delinquency or collection charges, including any attorney's fee and  
9 court costs and disbursements, unless the contract, charge agreement,  
10 or lender credit card agreement so provides. In such cases, the  
11 charges shall be reasonable, and no attorney's fee may be recovered  
12 unless the contract, charge agreement, or lender credit card agreement  
13 is referred for collection to an attorney not a salaried employee of  
14 the holder.

15            (2) The contract, charge agreement, or lender credit card agreement  
16 may contain other provisions not inconsistent with the purposes of this  
17 chapter, including but not limited to provisions relating to  
18 refinancing, transfer of the buyer's equity, construction permits, and  
19 title reports.

1       (3) Notwithstanding subsection (1) of this section, where the  
2 minimum payment is received within the ten days following the payment  
3 due date, delinquency charges for the late payment of a retail charge  
4 agreement or lender credit card agreement may not be more than ten  
5 percent of the average balance of the delinquent account for the prior  
6 thirty-day period when the average balance of the account for the prior  
7 thirty-day period is less than one hundred dollars, except that a  
8 minimum charge of up to two dollars shall be allowed. This subsection  
9 (3) shall not apply in cases where the payment on the account is more  
10 than thirty days overdue.

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