STATE OF NEW YORK

4774

2023-2024 Regular Sessions

IN SENATE

February 14, 2023

Introduced by Sens. SANDERS, CLEARE, JACKSON -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the personal property law, in relation to limiting the amount of certain credit service charges in motor vehicle retail installment contracts

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Subdivision 1 of section 303 of the personal property law, as amended by chapter 641 of the laws of 1984, is amended to read as follows:

1. A retail seller may contract for in a retail [~~instalment~~] **installment** contract and charge, receive and collect the credit service charge authorized by this article at [~~the rate or rates agreed to by the retail seller and the buyer~~] **a rate not to exceed sixteen dollars per one hundred dollars per annum**.

The credit service charge authorized by this subdivision shall be computed on an amount equal to the total of the difference between the cash sale price of the motor vehicle and the amount of the buyer's down payment and the amount of official fees, and such charge may be made on the amount included in the contract for insurance as determined under subdivision six of section three hundred two of this [~~chapter~~] **article**.

§ 2. This act shall take effect on the thirtieth day after it shall have become a law.

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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