

HB 2089-3  
(LC 525)  
3/11/19 (TSB/ps)

Requested by HOUSE COMMITTEE ON BUSINESS AND LABOR (at the request of Representative Brian Clem)

**PROPOSED AMENDMENTS TO  
HOUSE BILL 2089**

1 On page 2 of the printed bill, delete lines 15 and 16 and insert:

2 “(2)(a) Charge during the term of a title loan, including all renewals of  
3 the title loan, more than one origination fee in an amount that is the lesser  
4 of:

5 “(A) \$10 per \$100 of the loan amount; or

6 “(B) A maximum amount that the Director of the Department of Con-  
7 sumer and Business Services specifies by rule.

8 “(b) In determining a maximum amount for an origination fee under par-  
9 agraph (a)(B) of this subsection, the director, on January 1 of each year,  
10 shall determine the percentage change in the Consumer Price Index for All  
11 Urban Consumers, West Region (All Items), as published by the Bureau of  
12 Labor Statistics of the United States Department of Labor, during the pre-  
13 vious year, and shall ensure that any new amount the director specifies for  
14 the maximum origination fee reflects any increase in the percentage, rounded  
15 downward to the nearest 25 cents.”.

16 In line 20, delete “of the Department of Consumer and Business  
17 Services”.

18 On page 3, delete lines 3 and 4 and insert:

19 “(2)(a) Charge during the term of a payday loan, including all renewals  
20 of the payday loan, more than one origination fee in an amount that is the  
21 lesser of:

1 “(A) \$10 per \$100 of the loan amount; or

2 “(B) A maximum amount that the Director of the Department of Con-  
3 sumer and Business Services specifies by rule.

4 “(b) In determining a maximum amount for an origination fee under par-  
5 agraph (a)(B) of this subsection, the director, on January 1 of each year,  
6 shall determine the percentage change in the Consumer Price Index for All  
7 Urban Consumers, West Region (All Items), as published by the Bureau of  
8 Labor Statistics of the United States Department of Labor, during the pre-  
9 vious year, and shall ensure that any new amount the director specifies for  
10 the maximum origination fee reflects any increase in the percentage, rounded  
11 downward to the nearest 25 cents.”.

12 Delete lines 20 through 33 and insert:

13 **“SECTION 4. The Director of the Department of Consumer and**  
14 **Business Services by rule shall set the maximum amount of an origi-**  
15 **nation fee under ORS 725A.062 (2)(a)(B) and 725A.064 (2)(a)(B) at \$37 for**  
16 **the calendar year that ends on December 31, 2019.**

17 **“SECTION 5. Section 4 of this 2019 Act and the amendments to ORS**  
18 **725A.060, 725A.062 and 725A.064 by sections 1 to 3 of this 2019 Act apply**  
19 **to loan contracts, including renewals, that a licensee, or person re-**  
20 **quired under ORS 725A.020 to obtain a license, executes on or after the**  
21 **operative date specified in section 6 (1) of this 2019 Act.**

22 **“SECTION 6. (1) Section 4 of this 2019 Act and the amendments to**  
23 **ORS 725A.060, 725A.062 and 725A.064 by sections 1 to 3 of this 2019 Act**  
24 **become operative on November 1, 2019.**

25 **“(2) The Director of the Department of Consumer and Business**  
26 **Services may adopt rules and take any other action before the opera-**  
27 **tive date specified in subsection (1) of this section that is necessary**  
28 **to enable the director, on and after the operative date specified in**  
29 **subsection (1) of this section, to exercise all of the duties, functions**  
30 **and powers conferred on the director by section 4 of this 2019 Act and**

1 the amendments to ORS 725A.060, 725A.062 and 725A.064 by sections 1  
2 to 3 of this 2019 Act.

3 **SECTION 7. This 2019 Act takes effect on the 91st day after the**  
4 **date on which the 2019 regular session of the Eightieth Legislative**  
5 **Assembly adjourns sine die.”.**

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