



# TEXAS CREDIT LETTER

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## NOTICE OF RATE CEILINGS

The Consumer Credit Commissioner of Texas has ascertained the following rate ceilings by use of the formulas and methods described in Sections 303.003, 303.005, and 303.009, TEX. FIN. CODE.

Types of Rate Ceilings	Effective Period (Dates are Inclusive)	Consumer <sup>(1)</sup> /Agricultural/ Commercial <sup>(2)</sup> thru \$250,000	Commercial <sup>(2)</sup> over \$250,000
Weekly Rate - Sec. 303.003 and 303.009, TEX. FIN. CODE	03/16/09-03/22/09	18.00%	18.00%

<sup>(1)</sup>Credit for personal, family, or household use. <sup>(2)</sup>Credit for business, commercial, investment, or other similar purpose.

Issued in Austin, Texas this the 9th day of March 2009.

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## NOTICE OF RATE BRACKET ADJUSTMENT

The Consumer Credit Commissioner of Texas has ascertained the following brackets and ceilings by use of the formula and method described in TEX. FIN. CODE §341.203. <sup>(1)</sup>

- The amounts of brackets in TEX. FIN. CODE §342.201(a) are changed to \$1,800.00 and \$15,000.00, respectively.
- The amounts of brackets in TEX. FIN. CODE §342.201(e) are changed to \$3,000.00, \$6,300.00, and \$15,000.00, respectively
- The ceiling amount in TEX. FIN. CODE §§ 342.251 and 342.259 are changed to \$600.00 and \$1,200.00, respectively.
- The amounts of the brackets in TEX. FIN. CODE §345.055 are changed to \$3,000.00 and \$6,000.00, respectively.
- The amounts of the bracket in TEX. FIN. CODE §345.103 is changed to \$3,000.00.
- The ceiling amount of TEX. FIN. CODE §371.158 is changed to \$15,000.00.
- The amounts of the brackets in TEX. FIN. CODE §371.159 are changed to \$180.00, \$1,200.00, and \$1,800.00, respectively.

The above dollar amounts of the brackets and ceilings shall govern all applicable credit transactions and loans made on or after July 1, 2009, and extending through June 30, 2010.

<sup>(1)</sup>Computation method: The Reference Base Index (the Index for December 1967) = 101.6. The December 2008 Index = 610.075. The percentage of change is 600.47%. This equates to an increase of 600% after disregarding the percentage of change in excess of multiples of 10%.

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## Report on Legislation

Status: 03/09/09      H=House      S=Senate

- HB 345**—Elkins—Relating to a business's duty to protect sensitive personal information contained in its customer records-SAME AS SB 327-03/09/09 Set for H Business and Industry Committee Hearing
- HB 1336**—Hilderbran—Relating to the disclosure and increase of credit card interest rates and fees-03/02/09 H Referred to the H Business and Industry Committee
- HB 1388**—Davis, Yvonne—Relating to a fee charged by a consumer reporting agency for the placement, removal, or temporary lifting of a security freeze on the consumer file of certain elderly person-03/02/09 H Referred to the H Business and Industry Committee
- HB 1407**—Geren—Relating to the redemption of real property sold at an ad valorem tax sale-SAME AS SB 1469-03/02/09 H Referred to the H Ways and Means Committee
- HB 1594**—Anchia—Relating to regulation of property and casualty insurance rates-03/02/09 H Referred to the H Insurance Committee
- HB 1631**—Harless—Relating to certain notice requirements regarding possessory liens on certain motor vehicles, motorboats, vessels, or outboard motors-SAME AS SB 543-03/03/09 H Referred to the H Business and Industry Committee
- HB 1706**—Geren—Relating to the licensing and regulation of identity recovery service providers and the inclusion of identity recovery service agreements in certain service contracts and vehicle protection products-SAME AS SB 778-03/03/09 H Referred to the H Licensing and Administrative Procedures Committee

**HB 1760**—Thompson—Relating to the filing of an action in connection with foreclosure of a lien on residential real property-03/03/09 H Referred to the H Business and Industry Committee

**HB 1824**—Paxton—Relating to foreclosure of a property owners' association's assessment lien-03/04/09 H Referred to the H Business and Industry Committee

**HB 1851**—Solomons—Relating to rental agreements-03/04/09 H Referred to the H Business and Industry Committee

**HB 1939**—Villarreal—Relating to the regulation of facilitators of tax refund anticipation loans-03/05/09 H Referred to the H Pensions/Investments/Financial Services Committee

**HB 1977**—Solomons—Relating to encumbrances that may be fixed on homestead property-03/05/09 H Referred to the H Business and Industry Committee

**HB 2069**—Elkins—Relating to a merchant's duties with respect to the use of a credit card, debit card, stored value card, or other access device-03/02/09 H Filed

**HB 2107**—Orr—Relating to restriction on the sale of certain motor vehicles at vehicle shows or exhibitions-03/02/09 H Filed

**HB 2109**—Geren—Relating to the requirement that certain applicants for a vehicle dealer general distinguishing number complete a dealer education course-SAME AS SB 520-03/02/09 H Filed

**HB 2129**—Giddings—Relating to a consumer's option to prevent the sale of the consumer's financial information by a financial institution-03/02/09 H Filed

**HB 2211**—Cradwick—Relating to a restriction on the services provided by a credit services organization with respect to certain extensions of consumer credit-03/03/09 H Filed

**HB 2238**—Hamilton—Relating to the regulation of manufactured housing-03/03/09 H Filed

**HB 2299**—Davis, Yvonne—Relating a motor vehicle dealer's payment to a secured party of the balance due on a used motor vehicle and to the bond requirement for certain motor vehicle sellers-03/03/09 H Filed

**HB 2309**—Davis, Yvonne—Relating to reporting of certain information regarding foreclosure sales of residential real property-SAME AS SB 980-03/04/09 H Filed

**HB 2393**—England—Relating to providing notice of foreclosure to certain lien holders-03/04/09 H Filed

**HB 2408**—Farias—Relating to extension of consumer credit to certain members of the Texas National Guard and armed forces of the United States and their dependents-SAME AS SB 189-03/04/09 H Filed

**HB 2438**—McCall—Relating to requirement regarding motor vehicle retail installment transactions-03/04/09 H Filed

**HB 2451**—Eiland—Relating to insurance premium finance agreements regulated by the Texas Department of Insurance-03/04/09 H Filed

**HB 2556**—Solomons—Relating to the transfer of a motor vehicle retail installment contract to a holder and to certain contracts made in contemplation of a motor vehicle retail installment contract-03/05/09 H Filed

**HB 2595**—Thompson—Relating to liens on and foreclosure sales of real property-03/05/09 H Filed

**HB 2601**—Thompson—Relating to notice of a foreclosure sale of real property-03/05/09 H Filed

**HJR 76**—Solomons—Permitting an encumbrance to be fixed on homestead property for an obligation to pay certain property owners' association fees and fines without permitting the forced sale of the homestead-02/27/09 H Filed

**SB 189**—Shapleigh—Relating to extension of consumer credit to certain members of the Texas National Guard-SAME AS HB 2408-03/04/09 Voted favorably from S Veterans Affairs/Military Installations Committee

**SB 766**—West—Relating to notices required and the opportunity to cure default in connection with foreclosure of a lien against residential property-03/04/09 S Referred to the S Business and Commerce Committee

**SB 778**—Watson—Relating to the licensing and regulation of identity recovery service providers and the inclusion of identity recovery service agreements in certain service contracts and vehicle protection products-SAME AS HB 1706-03/04/09 S Referred to the S Business and Commerce Committee

**SB 1284**—Shapleigh—Relating to home loans and foreclosures on residential real property-03/03/09 S Filed

**SB 1285**—Davis, Wendy—Relating to the interest and fees that may be charged for certain consumer loans-03/03/09 S Filed