

APPROVED AND SIGNED BY THE GOVERNOR

Date 3-24-79

Time 1:10 p.m.

WEST VIRGINIA LEGISLATURE

REGULAR SESSION, 1979

— ● —

ENROLLED

HOUSE BILL No. 1060

(By Mr. Allright)

— ● —

Passed March 8, 1979

In Effect Ninety Days From Passage



No. 1060

ENROLLED

H. B. 1060

(By MR. ALBRIGHT)

[Passed March 8, 1979; in effect ninety days from passage.]

AN ACT to amend and reenact section one hundred four, article one, chapter forty-six-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, relating to the applicability of the West Virginia consumer credit and protection act to certain consumer transactions involving revolving charge and loan accounts.

Be it enacted by the Legislature of West Virginia:

That section one hundred four, article one, chapter forty-six-a of the code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 1. SHORT TITLE, DEFINITIONS AND GENERAL PROVISIONS.

§46A-1-104. Application.

1 (1) This chapter applies if a consumer, who is a resident
2 of this state, is induced to enter into a consumer credit sale
3 made pursuant to a revolving charge account or to enter into
4 a revolving charge account or to enter into a consumer loan
5 made pursuant to a revolving loan account, by personal or
6 mail solicitation, and the goods, services or proceeds are
7 delivered to the consumer in this state and payment on such
8 account is to be made from this state.

9 (2) With respect to consumer credit sales or consumer
10 loans consummated in another state, a creditor may not
11 collect in an action brought in this state a sales finance charge
12 or loan finance charge in excess of that permitted by this
13 chapter.

The Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

James L. Davis
Chairman Senate Committee

Clarence C. Christian
Chairman House Committee

Originated in the House.

Takes effect ninety days from passage.

John Willoughby
Clerk of the Senate

W. Blankenship
Clerk of the House of Delegates

H. T. B. [unclear]
President of the Senate

Clayton M. Lee, Jr.
Speaker House of Delegates

The within is approved this the 24
day of March, 1979.

John R. [unclear]
Governor

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OFFICE OF THE GOVERNOR

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