

PERIODS NOT IN EXCESS OF ONE YEAR, WITHOUT REGARD TO INTERIM PARTIAL PAYMENTS.

REVISOR'S NOTE: This section presently appears as Art. 49, §4.

The only changes are in style.

12-105. CHARGES NOT CONSIDERED INTEREST.

(A) GOVERNMENTAL CHARGES.

FEES AND CHARGES COLLECTED AT THE DIRECTION OF AND ACTUALLY PAID TO A GOVERNMENT OR GOVERNMENTAL AGENCY MAY BE COLLECTED AND ARE NOT INTEREST UNDER THIS SUBTITLE.

REVISOR'S NOTE: This subsection is new language derived without substantive change from Art. 49, §1(b) (3).

(B) SERVICE, LATE, AND PREPAYMENT CHARGES.

IF THE LOAN CONTRACT PROVIDES FOR THEM, THE FOLLOWING FEES AND CHARGES ALSO MAY BE COLLECTED AND ARE NOT INTEREST UNDER THIS SUBTITLE [[IF THE LOAN CONTRACT SO PROVIDES]]:

(1) A SERVICE CHARGE FOR INVESTIGATION AND THE CONTINUED SERVICING OF COLLATERAL FOR A COMMERCIAL LOAN SECURED BY INVENTORY OR ACCOUNTS RECEIVABLE;

(2) A SERVICE CHARGE MADE BY A BROKER OR DEALER DEALING IN INVESTMENT SECURITIES IF:

(i) MONEY IS ADVANCED ON THE SECURITY OF PLEDGED INVESTMENT SECURITIES; AND

(ii) SERVICES ARE RENDERED IN THE COLLECTION, CREDITING, AND DISBURSEMENT OF INCOME ON THE INVESTMENT SECURITIES AND IN THE FURNISHING OF INCOME TAX AND OTHER INFORMATION IN CONNECTION WITH THAT INCOME;

(3) A DELINQUENT OR LATE CHARGE OF THE GREATER OF \$2 OR 5 PERCENT OF THE TOTAL AMOUNT OF ANY DELINQUENT OR LATE PERIODIC INSTALLMENT OF PRINCIPAL AND INTEREST, IF:

(i) THE DELINQUENCY HAS CONTINUED FOR AT LEAST 15 CALENDAR DAYS; AND

(ii) A DELINQUENT OR LATE CHARGE HAS NOT ALREADY BEEN CHARGED FOR THE SAME DELINQUENCY; AND

(4) A PREPAYMENT CHARGE OR PENALTY ON A