

Art. 83, §140.

It has been revised to clarify who may make the required requests, and that the 15-day period is to run from the date the holder receives the request. This last conforms to the similar provisions of §12-621.

The references to "guarantor" and "guaranty" are deleted as unnecessary in light of the definition of "surety" in §12-601.

In subsection (a) (3) of this section, the less specific term "instruments" is substituted for "documents of title."

The only other changes are in style.

12-623. DELINQUENCY CHARGE; ATTORNEY'S FEES AND COURT COSTS.

(A) DELINQUENCY CHARGE.

IF THE AGREEMENT SO PROVIDES, THE HOLDER OF THE AGREEMENT MAY COLLECT A DELINQUENCY OR COLLECTION CHARGE OF THE LESSER OF \$5 OR 5 PERCENT OF THE AMOUNT OF ANY PAYMENT IN DEFAULT, IF THE DEFAULT HAS CONTINUED FOR AT LEAST 10 DAYS.

(B) ATTORNEY'S FEES AND COURT COSTS.

(1) IN ADDITION TO THE DELINQUENCY OR COLLECTION CHARGE, THE AGREEMENT MAY PROVIDE FOR THE PAYMENT OF:

(i) ATTORNEY'S FEES NOT EXCEEDING 15 PERCENT OF THE AMOUNT DUE AND PAYABLE UNDER THE AGREEMENT; AND

(ii) COURT COSTS.

(2) ATTORNEY'S FEES MAY BE COLLECTED ONLY IF THE AGREEMENT IS REFERRED FOR COLLECTION TO AN ATTORNEY WHO IS NOT A SALARIED EMPLOYEE OF THE HOLDER.

REVISOR'S NOTE: This section presently appears as Art. 83, §145.

The only changes are in style.

12-624. REPOSSESSION - HOLDER'S RIGHT TO REPOSSESS.

(A) WHEN GOODS MAY BE REPOSSESSED.

THE HOLDER MAY REPOSSESS GOODS SOLD UNDER AN