

(1) If the plan is offered by a seller of goods or services, or both, and may be used only for the purchase or lease of the seller's goods and services, the seller may charge one of the following fees:

(i) An annual charge in any amount the agreement provides for the privileges made available to the consumer borrower under the plan;

(ii) A transaction charge or charges in such amount or amounts as the agreement may provide for each separate purchase under the plan; or

(iii) A minimum charge for each scheduled billing period under the plan during any portion of which there is an outstanding unpaid indebtedness under the plan.

(2) If the plan is offered by any other credit grantor, the credit grantor may impose any or all of the following fees:

(i) An annual charge in any amount the agreement provides for the privileges made available to the consumer borrower under the plan;

(ii) A transaction charge or charges in such amount or amounts as the agreement may provide for each separate purchase or loan under the plan; and

(iii) A minimum charge for each scheduled billing period under the plan during any portion of which there is an outstanding unpaid indebtedness under the plan.

(3) NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (2) OF THIS SUBSECTION, IF THE CREDIT AGREEMENT PROVIDES, A CREDIT UNION MAY MAKE LOANS OR EXTEND CREDIT TO ITS MEMBERS INCORPORATING THE SAME TERMS AND CONDITIONS AS A FEDERAL CREDIT UNION IS PERMITTED UNDER FEDERAL LAW AND REGULATIONS RELATING TO:

(I) AN OVER THE LIMIT FEE ASSESSED ON A CREDIT CARD ACCOUNT; AND

(II) FEES FOR ANCILLARY AND ADMINISTRATIVE SERVICES REQUESTED BY THE MEMBER, INCLUDING:

1. RESEARCHING ACCOUNT RECORDS;
2. PROVIDING DUPLICATE STATEMENTS AND OTHER DOCUMENTS; AND
3. EXPEDITED ISSUANCE OF A DUPLICATE OR ORIGINAL CREDIT CARD OR DEVICE.

(b) Except as provided in [subsections (f) and (g)] SUBSECTION (F) of this section, with respect to a secured open end credit plan, fees or charges may not be imposed on a consumer borrower in addition to interest or finance charges except for actual and verifiable fees incurred by the credit grantor and not retained by the credit grantor for the following: