
SENATE BILL 5199

State of Washington

60th Legislature

2007 Regular Session

By Senators Berkey, Prentice, Benton, Hobbs, Hatfield, Schoesler, Parlette, Franklin and Keiser; by request of Department of Financial Institutions

Read first time 01/12/2007. Referred to Committee on Financial Institutions & Insurance.

1 AN ACT Relating to adding enforcement provisions regarding fraud,
2 deception, and unlicensed internet lending to the chapter governing
3 check cashers and sellers; and adding a new section to chapter 31.45
4 RCW.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

6 NEW SECTION. **Sec. 1.** A new section is added to chapter 31.45 RCW
7 to read as follows:

8 (1) It is a violation of this chapter for any person subject to
9 this chapter to:

10 (a) Directly or indirectly employ any scheme, device, or artifice
11 to defraud or mislead any borrower, to defraud or mislead any lender,
12 or to defraud or mislead any person;

13 (b) Directly or indirectly engage in any unfair or deceptive
14 practice toward any person;

15 (c) Directly or indirectly obtain property by fraud or
16 misrepresentation; and

17 (d) Make a small loan to any person physically located in
18 Washington through use of the internet, facsimile, telephone, kiosk, or
19 other means without first obtaining a small loan endorsement.

1 (2) In addition to any other penalties, any transaction in
2 violation of subsection (1) of this section is uncollectible and
3 unenforceable.

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