

DEBTOR AND CREDITOR RELATIONSHIP

CHAPTER 171

SENATE BILL NO. 2056
(Legislative Council)
(Interim Financial Institutions Committee)

LATE PAYMENT CHARGE ON ACCOUNTS RECEIVABLE

AN ACT to amend and reenact section 13-01-14 of the North Dakota Century Code, relating to late payment charges on accounts receivable.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 13-01-14 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

13-01-14. Late payment charge on accounts receivable.

1. A creditor may charge, receive, and collect a late payment charge ~~in an amount not to exceed one and one-half percent per month~~ on all money due on account from thirty days after the obligation of the debtor to pay ~~shall have has~~ been incurred.
2. ~~The late payment charge may not exceed one and three-fourths percent per month.~~
3. The late payment charge provided in this section may be charged only if ~~at the time, when~~ the obligation was incurred, the creditor did not intend to extend any credit beyond thirty days and any late payment of the obligation was unanticipated. ~~The provisions of this~~
4. ~~This section shall~~ does not apply to ~~money~~:
 - a. ~~Money~~ due on retail installment contracts, as defined in chapter 51-13; ~~money~~
 - b. ~~Money~~ due on revolving charge accounts, as defined in chapter 51-14; and ~~money~~
 - c. ~~Money~~ due on medical, hospital, and residential utility bills.

Approved March 23, 1983