LATE FEES

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Notes: Except for consumer loans in Oklahoma, all minimum charge amounts listed are optional. For a list of software late charge defaults, please refer to our "Late Fee ConformX Matrix" for details.

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State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
AL	Consumer Credit Transaction[1]	Not Specified	Any	Any	10	5% of scheduled payment in default	$18	$100	Ala. Code § 5-19-4(a) *Alabama "Mini-Code"*
AL	A loan, forbearance of money, or credit sale	Not Specified	>$2000	Any	10	Not unconscionable	Not unconscionable	Not unconscionable	Ala. Code §§ 5-19-4(a) & 8-8-5(a) *Cantrell v. Walker Builders, Inc.*, 678 So. 2d 169 (Ala. Civ. App. 1996) Op. Att'y Gen. of Alabama No. 8700293 (Aug. 31, 1987)
AK	Small Loan[2]	Not Specified	≤$25,000	Any	Any	10% of the payment due	None	$25	Alaska Stat. Ann. § 06.20.260(a)(6) *Alaska Small Loans Act*
AK	Installment Loan[3] (Maturity ≤ 7 years)	Not Specified	≤$10,000 (excluding interest)	Any	15	5% of each delinquent installment	None	$15	Alaska Stat. Ann. § 45.45.080(c)(1)
AZ	Consumer Lender Loan[4]	Not Specified	≤$10,000	Any	7	5% of the amount of any installment not paid in full	None	None	Ariz. Rev. Stat. Ann. § 6-635(A)(1)
AZ	Closed-End Loan[5] and revolving accounts[6]	Not Specified	≤$5,000	Any	10	5% on each delinquent installment	None	$10	Ariz. Stat. Ann. § 44-1205(A)(2) & (B)
AR	Industrial Loan[7]	Not Specified	Any	Any	Any	5% on each default of a periodical installment	None	None	Ark. Code Ann. § 23-36-112
CA	Real Property Secured Loan (REL)[8]	1-to-4 unit residential buildings or a single dwelling unit in a condo or coop[9]	Any	Any	10	10% of the principal and interest portion of an installment due	$5	None	Cal. Bus. & Prof. Code § 10242.5(a) through (b) *California Real Estate Law*

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
CA	Delinquent Balloon Payment (REL)[10]	1-to-4 unit residential buildings or a single dwelling unit in a condo or coop[11]	Any	Any	10	(*LSMI* x 10%) x (1 + *m*)[12]	$5	None	Cal. Bus. & Prof. Code § 10242.5(c) *California Real Estate Law*
CA	Real Property Secured Loan (CRMLA)[13]	Single-family, owner-occupied dwelling[14]	Any	Any	10	6% of the principal and interest portion of the installment due	$5	None	Cal. Civ. Code § 2954.4(a)
CO	Consumer Credit Transaction[15]	At least secured by an interest in land[16]	Insubstantial in relation to value of collateral[17]	Any[18]	10	5% of the unpaid amount of the installment	None	None	Colo. Rev. Stat. Ann. § 5-2-203(1) *Uniform Consumer Credit Code*
CT	Any Type of Loan	Not Specified	Any	Any	Any	Reasonable	None	None	Conn. Gen. Stat. Ann. § 49-6c *McKeever v. Fiore*, 78 Conn. App. 783 (Conn. App. Ct., 2003)
DE	Revolving Credit Plan[19]	Not Specified	Any	Any	Any	Any charge upon any single installment or portion in default	None	None	Del. Code Ann. tit. 5, § 2222(a); 5 Del. Admin. Code § 2203-3.7
DE	Closed-End Loan[20]	Not Specified	Any	Any	Any	5% of any single installment or portion in default	None	None	Del. Code Ann. tit. 5, § 2231(2); 5 Del. Admin. Code § 2203-4.4
DC	Any Type of Loan[21]	Not Specified	Any	Any	10	5% of the total amount of the principal and interest portion of the delinquent periodic installment	None	None	D.C. Code § 28-3310(b)

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
FL	A sum of money[22]	Land[23]	$1,000 - $25,000[24]	Any	10	Any on each payment in default	None	Depends on the payment structure: $15/$7.50/$5[25]	Fla. Stat. Ann. § 516.031(3)(a)(9); Fla. Admin. Code r. § 69V-160.015 *Florida Consumer Finance Act*
GA	Home Loan[26]	1-to-4 family unit structure, which is the borrower's principal dwelling[27]	FNMA Conforming Loan Limit for a Single-Family Dwelling[28]	Any	10	5% of the amount of the late payment	None	None	Ga. Code Ann. § 7-6A-3(3) *Georgia Fair Lending Act*
GU	Precomputed consumer loan[29]	Not specified[30]	Any	Any	10	5% of the unpaid amount of delinquent installment[31]	$2.00	$5.00	14 Guam Code Ann. § 3203(1); 15 Guam Admin. R. & Regs. § 2109 *Uniform Consumer Credit Code - Loans*
HI	Consumer Loans[32]	Real property or personal property used as the borrower's principal dwelling[33]	Any[34]	Any	Any	5% of the delinquent installment	None	None	Haw. Rev. Stat. § 412:9-304(1) *Code of Financial Institutions*
ID	Precomputed Regulated Consumer Credit Transaction[35]	Not Specified	Any	Secondary[36]	10	5% of the unpaid amount of the installment	$12.50	None	Idaho Code Ann. § 28-42-301(1); Idaho Op. Att'y Gen. No. 87-11 *Idaho Credit Code – Finance Charges and Related Provisions*
ID	Non-precomputed, Regulated Consumer Loan[37]	Real property used as the residence of the debtor	Any	Secondary[38]	15	5% of the unpaid amount of the installment	$15	None	Idaho Code Ann.§ 28-42-301(2); Idaho Op. Att'y Gen. No. 87-11 *Idaho Credit Code – Finance Charges and Related Provisions*

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
ID	All Other Regulated Consumer Credit Transactions[39]	Not Specified	Any	Secondary[40]	10	5% of the unpaid amount of the installment or scheduled payment	$15	None	Idaho Code Ann.§ 28-42-301(3) *Idaho Credit Code – Finance Charges and Related Provisions*
IL	High Risk Home Loan[41]	A consumer's principal dwelling[42]	Any	Any	15	4% of the payment past due	None	None	815 Ill. Comp. Stat. Ann. 137/80 *High Risk Home Loan Act*
IL	A loan	Not Specified	Any	Any	10	5% of each loan installment in default	None	None	815 Ill. Comp. Stat. Ann. 205/4.1a(f) *Interest Act*
IN	Consumer Loan,[43] Refinance, or Consolidation	Not Specified	Any	Secondary[44]	10	Any amount on any installment or minimum payment due	None	$25.00	Ind. Code Ann. § 24-4.5-3-203.5(1)(b) & (c) *Uniform Consumer Credit Code - Loans*
IN	Biweekly Consumer Loan,[45] Refinance, or Consolidation	Not Specified	Any	Secondary[46]	10	Any amount on any installment or minimum payment due	None	$5.00	Ind. Code Ann. § 24-4.5-3-203.5(1)(a) *Uniform Consumer Credit Code - Loans*
IA	Open-End Credit,[47] including a Home Equity Line of Credit[48]	Not Specified	Any	Any	Any	Any amount on any payment not paid in full	None	$30.00	Iowa Code Ann. §§ 535.10(3)(b) and 537.2502(4) through (6) *Iowa Consumer Credit Code – Finance Charges and Related Provisions*
IA	Precomputed Consumer Credit Transaction[49]	Not Specified	≤$54,600[50]	Secondary[51]	10	5% of the unpaid amount of the installment[52]	None	$30.00	Iowa Code Ann. § 537.2502(1)(a), (2) through (3) *Iowa Consumer Credit Code – Finance Charges and Related Provisions*

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
IA	Interest-Bearing Consumer Credit Transaction[53]	Not Specified	≤$54,600[54]	Secondary[55]	10	5% of the unpaid amount of the installment	None	$30.00	Iowa Code Ann. § 537.2502(1)(b) through (3) *Iowa Consumer Credit Code – Finance Charges and Related Provisions*
KS	Consumer Credit Transaction[56]	Secured by an interest in land[57]	Any, if secured by an interest in land[58]	Secondary; Primary if conditions are met[59]	10	5% of the unpaid amount of the installment	None	$25.00	Kan. Stat. Ann. § 16a-2-502(1) *Revised Uniform Consumer Credit Code – Finance Charges and Related Provisions*
KS	Consumer Credit Transaction[60] (Alternative Charge)	Secured by an interest in land[61]	Any, if secured by an interest in land[62]	Secondary; Primary if conditions are met[63]	10	Any amount on any installment not paid in full	None	$10[64]	Kan. Stat. Ann. § 16a-2-502(2) *Revised Uniform Consumer Credit Code – Finance Charges and Related Provisions*
KY	"Consumer Loans"[65]	Not Specified	≤$15,000	Any	7	2% of delinquent scheduled installment[66]	None[67]	None	Ky. Rev. Stat. Ann. §§ 286.4-530(4) & 286.4-533(5)
KY	Real Estate Loan[68]	Real estate	Any	Any	10	Any amount on each delinquent installment	None	None	Ky. Rev. Stat. Ann. § 286.8-110(3) *Mortgage Licensing and Regulation Act*
KY	High-Cost Home Loan[69]	Residential real property, which is the borrower's principal dwelling[70]	$15,000 - $200,000[71]	Any	15	5% of the amount of the payment past due	$10	None	Ky. Rev. Stat. Ann. § 360.100(2)(q)
LA	Federally-related Mortgage Loans[72]	Residential immovable property containing 1-to-4 family units, including immobilized mobile homes[73]	Any	Primary[74]	Any	None	None	None	La. Rev. Stat. Ann. § 6:1097(A) *Louisiana S.A.F.E. Residential Mortgage Lending Act*

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
LA	Consumer Loan[75]	A dwelling, as defined by TILA, or residential immovable property[76] which includes such a dwelling	Any	Any	Any	5% of the unpaid amount	None	None	La. Rev. Stat. Ann. §§ 6:1097(B)(2) & 9:3511(F) *Louisiana S.A.F.E. Residential Mortgage Lending Act* and *Louisiana Consumer Credit Law*
LA	Consumer Credit Transaction (excluding a Revolving Loan Account)[77]	Not Specified	Any	Any	10	5% of the unpaid amount of the delinquent installment	$10	None	La. Rev. Stat. Ann. § 9:3527(A) *Louisiana Consumer Credit Law*
LA	Revolving Loan Account[78]	Not Specified	Any	Any	10	Any amount on any regularly scheduled payment that is delinquent	None	$15	La. Rev. Stat. Ann. § 9:3527(B) *Louisiana Consumer Credit Law*
ME	Consumer Credit Transaction[79] or Open-End Credit Plan[80]	Manufactured housing or an interest in land[81]	Any, if secured by manufactured housing or an interest in land[82]	Secondary[83]	15	5% of the unpaid amount of the installment[84]	None	$10[85]	Me. Rev. Stat. Ann. tit. 9-A, § 2-502(1) through (3-A) *Maine Consumer Credit Code*
MD	Loans made under Subtitle I, Title 12 of Maryland's Commercial Law	Not Specified	Any	Any	15	5% of the total amount of any delinquent or late periodic installment of principal and interest	$2	None	Md. Code Ann., Com. Law, § 12-105(c)(3)
MD	Secondary Mortgage Loan[86]	Real Property upon which is a 1-to-4 family unit dwelling[87]	Any	Secondary[88]	10	5% of the amount of any delinquent periodic installment	$2	None	Md. Code Ann., Com. Law, § 12-405(c) *Maryland Secondary Mortgage Loan Law*
MD	Revolving Credit Plan[89]	Not Specified	Any	Any	Any	Any	None	None	Md. Code Ann., Com. Law, § 12-910

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
MD	A loan (closed end credit)[90]	Not Specified	Any	Any	Any	Any amount on delinquent payments or portions of payments	None	None	Md. Code Ann., Com. Law, § 12-1008
MA	Open-end credit plan[91]	Not Specified	Any	Any	15	10% of the outstanding balance	Any	$10	Mass. Gen. Laws Ann. ch. 140, § 114B
MA	A mortgage note[92]	A 1-to-4 unit dwelling house, or a residential condo unit occupied by the mortgagor[93]	Any	Any	15; 10 (if pmts biweekly)	3% of the amount of principal and interest overdue	None	None	Mass. Gen. Laws Ann. ch. 183, § 59
MI	Extension of Credit[94]	Not Specified	Any	Any	Any	5% of the delinquent installment payment	$15	None	Mich. Comp. Laws Ann. § 445.1856(1)(b) & (c) *Credit Reform Act*
MN	A Conventional Loan,[95] a Loan,[96] or Credit Sale[97]	Real property containing 1 or more residential units[98]	Any[99]	Any	10	5% of the amount of the delinquent payment	$8.58[100]	None	Minn. Stat. Ann. §§ 47.20(6b), 47.59(6)(a)(4), & 53.04(3a)(b)
MS	Loans made by a licensee under the Small Loan Regulatory Law[101]	Not Specified	Not Specified[102]	Any	10	5% of the portion of the payment in default[103]	$5.00	None	Miss. Code Ann. § 75-17-15; Miss. Admin. Code 5-3:1.9(1)
MS	A loan[104]	Not Specified	Any	Any	15	4% of the amount of any delinquency	$5.00	None	Miss. Code Ann. § 75-17-27; Miss. Admin. Code 5-3:1.9(2)
MS	Loan with a stated maturity of 5 years or less[105]	Not Specified	≤$100,000	Any	15	4% of the amount of any delinquency	$5.00	$50.00	Miss. Code Ann. § 75-17-27; Miss. Admin. Code 5-3:1.9(2)

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
MO	Residential Real Estate Loan[106]	1-to-4 unit, borrower-occupied real estate, including a manufactured home considered to be real estate[107]	Any	Any	15	Any	None	None	Mo. Ann. Stat. § 408.052(1)
MO	Second Mortgage Loan[108]	Residential real estate, containing a 1-to-4-unit residence[109]	Any	Secondary	15	5% of any delinquent installment	$15.00	$50.00	Mo. Ann. Stat. § 408.233(4)
MT	Consumer Loan[110]	Not Specified[111]	Any	Any	Any	5% of the amount past due	$15.00	$50.00	Mont. Code Ann. § 32-5-301(4) *Montana Consumer Loan Act*
NE	Residential Mortgage Loan[112]	A 1-to-4-unit dwelling (including individual condo and coop units, mobile homes, and trailers) or residential real estate which contains such a dwelling[113]	Any	Any	Any	Reasonable & Necessary	None	None	Neb. Rev. Stat. Ann. § 45-740(1)(m) *Residential Mortgage Licensing Act*
NE	Precomputed Installment Loan[114]	Not Specified	Any	Any	10	5% of such delinquent installment	None	None	Neb. Rev. Stat. Ann. § 45-1024(2)(d) *Nebraska Installment Loan Act*
NV	Money due under a contract[115] and loans secured by a lien on real property[116]	Real property	Any	Any	Any	Any	None	None	Nev. Rev. Stat. Ann. §§ 99.050, 645B.240, & 645E.470
NV	High-interest loan[117]	Not Specified	Any[118]	Any	10	Any percentage of any installment payment unpaid	None	$15.00	Nev. Rev. Stat. Ann. § 604A.487

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
NH	Precomputed Consumer Credit Transaction[119]	Not Specified[120]	Any	Any	Any	Any	None	None	N.H. Rev. Stat. Ann. § 358-K:2(IV)
NJ	Secondary Mortgage Loan[121]	Residential real estate containing a 1-to-4 family unit dwelling (as defined under TILA)[122]	Any	Secondary	Any	5% of the amount of payment in default	None	None	N.J. Stat. Ann. §§ 17:11C-80(c) & 17:16F-38(b); N.J. Admin. Code § 3:15-9.2 *New Jersey Residential Mortgage Lending Act*
NJ	Home Loan[123]	Either: (1) Real estate upon which is a 1-to-6 family dwelling, occupied as the borrower's principal residence; or (2) A manufactured home used as the borrower's principal residence[124]	Any	Any	15	5% of the amount of the payment past due	None	None	N.J. Stat. Ann. §§ 17:16F-38(b) & 46:10B-25(d) *New Jersey Home Ownership Security Act of 2002*
NM	Mortgage Loan[125]	A 1-to-4-unit dwelling or residential real estate upon which is such a dwelling[126]	Any	Any	Any	Any	None	None	N.M. Stat. Ann. § 58-21-18 *Mortgage Loan Company Act*
NM	Home Loan[127]	Either: (1) Real estate upon which is a 1-to-4 family structure occupied by the borrower; or (2) a manufactured home that is occupied by the borrower[128]	FNMA Conforming Loan Limit for a Single-Family Dwelling[129]	Any	15	5% of the amount of the payment past due	None	None	N.M. Stat. Ann. § 58-21A-4(K) *Home Loan Protection Act*

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
NY	Mortgage on Real Property,[130] a Junior Mortgage,[131] and a Mortgage Loan[132]	1-to-6 family residence occupied by the owner or a coop ownership in residential real estate[133]	Any	Any	15	2% of a delinquent installment	None	None	N.Y. Real Prop. Law § 254-b(1) & (2); N.Y. Comp. Codes R. & Regs. tit. 3, §§ 80.8(i)[134] & 419.10(d)
NC	A loan,[135] purchase money loan,[136] or home loan[137]	Not Specified[138]	<$300,000[139]	Any	15	4% of the amount of the payment past due[140]	None	None	N.C. Gen. Stat. Ann. §§ 24-1.1A(c1) & (c2), 24-10.1, 54B-156, & 54C-125 *Savings and Loan Associations* and *Savings Banks*
NC	Equity Line of Credit[141] offered by a bank and Exempt Loan transactions[142]	Real property[143]	≥$11,000 for equity line of credit[144] ≥$300,000 for exempt loan[145]	Any	Any	As agreed to	None	None	N.C. Gen. Stat. Ann. § 24-9(b) & (c)
NC	Open-End Credit Plan or Similar Plan[146]	Not Specified[147]	<$300,000[148]	Any	30	Any	None	$5 OR $10,[149] but no more than the outstanding balance	N.C. Gen. Stat. Ann. §§ 24-9(d) & 24-11(d1)
NC	A loan[150]	Real Property[151]	Any[152]	Any	15	A reasonable charge	None	None	N.C. Gen. Stat. Ann. §§ 54B-156 & 54C-125 *Savings and Loan Associations* and *Savings Banks*
ND	Legal Indebtedness	Not Specified	Any	Any	Any	As agreed to	None	None	N.D. Cent. Code Ann. § 47-14-05
OH	Unsecured and secured loans[153]	Vacant property upon which a dwelling will not be built within 2 years[154]	Any	Any	10	5% of the scheduled installment	$15	Any	Ohio Rev. Code Ann. §§ 1321.57(K) & 1321.58(C)(3)

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
OH	Consumer Transaction[155] related to a Residential Mortgage[156]	Real property containing 1-to-2 residential units, including single condo and coop units[157]	Any	Any	Any	Any	Any	Any	Ohio Rev. Code Ann. § 1345.031(B)(7)
OK	Precomputed Consumer Loan,[158] Refinancing, or Consolidation	At least secured by an interest in land[159]	Any[160]	Any	10	5% of the unpaid amount of the installment	$5	$26.00[161]	Okla. Stat. Ann. tit. 14A, § 3-203(1) *Uniform Consumer Credit Code - Loans*
OK	Non-precomputed Consumer Loan,[162] Refinancing, Consolidation, or Revolving Loan Account	At least secured by an interest in land[163]	Any[164]	Any	10	5%	$5	$26.00[165]	Okla. Stat. Ann. tit. 14A, § 3-203(5) *Uniform Consumer Credit Code - Loans*
OR	Mortgage[166]	A single-family, owner-occupied dwelling and appurtenances[167]	Any	Any	15	5% of the sum of principal and interest of the delinquent periodic installment	None	Amount in note/mortgage, if <5%	Or. Rev. Stat. Ann. § 86.165
OR	Consumer Finance Loan[168]	Personal or Real Property[169]	Any	Any	Any	Reasonable and bona fide	None	None	Or. Rev. Stat. Ann.§ 725.340(1)(b) *Oregon Consumer Finance Act*
OR	Precomputed Loan Contract[170]	Not Specified	Any	Any	10	5% of the unpaid amount of the installment	None	$5	Or. Rev. Stat. Ann. § 725.340(2)(a) *Oregon Consumer Finance Act*
PA	Secondary Mortgage Loan[171]	A dwelling (as defined under TILA) or real property upon which is such a dwelling[172]	Any	Secondary[173]	15	10% of each payment	$20.00	None	7 Pa. Cons . Stat. § 6125(b)(2)(iii) *Mortgage Licensing Act*
PR[174]	A loan[175]	Not specified	Any	Any	15	5% of the payment due	None	None	P.R. Reg. 5722, art. 12

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
RI	High-Cost Home Loan[176]	Real estate which contains a 1-to-4 family unit structure (or a manufactured home), occupied by the borrower as a principal dwelling[177]	Any	Any	15 10 (if pmts biweekly)	3% of the payment past due	None	None	R.I. Gen. Laws Ann. § 34-25.2-6(k) *Rhode Island Home Loan Protection Act*
SC	Consumer Loan[178] (and refinancing or consolidation of such)	An interest in land[179]	Any	Secondary[180]	10	5% of the unpaid amount of the delinquent installment	$7.40[181]	$18.50[182]	S.C. Code Ann. § 37-3-203(1) & (2) *South Carolina Consumer Protection Code - Loans*
SD	A Loan[183]	Real or personal property[184]	Any	Any	Any	None	None	None	S.D. Codified Laws § 54-4-58(8)
TN	Loans made by a registrant under the Industrial Loan and Thrift Companies Act[185]	Real or personal property[186]	Any	Any	5	5% for each default in the payment	$15.00	None	Tenn. Code Ann. § 45-5-403(a)(4) *Industrial Loan and Thrift Companies Act*
TN	High-Cost Home Loan[187]	Real estate containing a 1-to-4 family unit structure, occupied as the borrower's principal dwelling[188]	The lesser of $350,000 or the FNMA conforming loan size limit for a single-family dwelling[189]	Any	10	5% of the payment past due	$15	None	Tenn. Code Ann. § 45-20-103(15) *Tennessee Home Loan Protection Act*
TX	A Loan[190]	Not Specified	Any[191]	Any	10	5% of the amount of the delinquent payment	$7.50	None	Tex. Fin. Code Ann. § 302.001(d) *Texas Credit Title*
TX	Secondary Mortgage Loan[192]	Real property, containing a 1-to-4 family unit dwelling[193]	Any	Secondary[194]	10	5% of a scheduled, delinquent installment	None	None	Tex. Fin. Code Ann. § 342.302; 7 Tex. Admin. Code § 83.703(d) *Texas Credit Title*

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
UT	Consumer Credit Agreement[195]	Not specified	≤$54,600[196]	Open-End: Any Closed-End: Secondary[197]	Any	5%[198]	$30[199]	None	Utah Code Ann. § 70C-2-102(1) *Utah Consumer Credit Code*
VT	A first lien loan subject to 12 USCA § 1735f-7a	Real estate	Any	Primary[200]	*	*	*	*	Vt. Stat. Ann. tit. 8, § 2216(1)
VT	All other loans	Real estate	Any	Any[201]	Any	Reasonable	None	None	Vt. Stat. Ann. tit. 8, § 2216(1) & (2) and tit. 9, § 44
VA	Any type of debt, including a subordinate mortgage or deed of trust[202]	Not Specified	Any	Any	7	5% of the amount of such installment payment	None	None	Va. Code Ann. §§ 6.2-328(A)(2) & 6.2-400
WA	Consumer Loan[203]	Not Specified	Any	Any	10	10% of any installment payment delinquent	None	None	Wash. Rev. Code Ann. § 31.04.105(6); Wash. Admin. Code § 208-620-555(3)(c) *Consumer Loan Act*
WV	Precomputed Consumer Loan,[204] including subordinate loans[205]	An interest in land or a factory-built home[206]	Any	Any	10	5% of the unpaid amount of the installment[207]	None	$30[208]	W. Va. Code Ann. §§ 31-17-8(e) & 46A-3-112 *West Virginia Consumer Credit and Protection Act*
WV	Non-precomputed Consumer Loan, [209] including subordinate loans[210]	An interest in land or a factory-built home[211]	Any	Any	10	5% of the unpaid amount of the installment	None	$30	W. Va. Code Ann. §§ 31-17-8(e) & 46A-3-113 *West Virginia Consumer Credit and Protection Act*
WI	Precomputed Loan[212]	Not Specified	Any	Any	10	5% of the unpaid amount of the installment	None	None	Wis. Stat. Ann. § 138.09(7)(e)(1)

State	Loan Type	Property and Occupancy Type	Loan Amount	Lien Type	Days Late (Minimum)	Maximum Percentage	Minimum Charge	Maximum Charge	Legal Reference
WI	Non-precomputed Loan[213]	Not Specified	Any	Any	Any	9.5%/8% computed upon the unpaid principal balance exclusive of interest[214]	None	None	Wis. Stat. Ann. § 138.09(7)(e)(2)
WI	A loan[215]	A 1-to-4 family dwelling, used as the borrower's principal residence[216]	Any	Primary[217]	15	5% of the unpaid amount of any installment	None	None	Wis. Stat. Ann. § 138.052(6)
WI	Consumer Credit Transaction,[218] including precomputed consumer loans[219]	Real or personal property[220]	≤$25,000[221]	Secondary[222]	10	5% of the unpaid amount of the installment	None	$10	Wis. Stat. Ann. §§ 138.09(7)(e)(3) & 422.203(1) *Wisconsin Consumer Act – Consumer Credit Transactions*
WY	Consumer Loan[223]	An interest in land or a 1-to-4-unit dwelling, including individual condo and coop units, a mobile home, and a trailer (if used as a residence)[224]	Any[225]	Any	10	5% of the unpaid amount of the installment	$10	None	Wyo. Stat. Ann. § 40-14-312(a) *Uniform Consumer Credit Code - Loans*

[1] Ala. Code § 5-19-1(2), (4) & (9). See *Ibid.* § 5-19-31 for exemptions.

[2] Alaska Stat. § 06.20.010(a). See *Ibid.* § 06.20.330 for exemptions.

[3] Alaska Stat. § 45.45.080(b)

[4] Ariz. Rev. Stat. §§ 6-601(5), (6), (7), (9), & (12) and 6-603(A). See *Ibid.* § 6-602 for exemptions.

[5] Excludes closed-end loans subject to Ariz. Rev. Stat. §§ 6-601 through 6-675 (commonly referred to as "consumer lender loans"). See *Ibid.* § 44-1205(A)

[6] See Ariz. Rev. Stat. Ann. § 44-1205(B)

[7] Ark. Code Ann. § 23-36-101

[8] Cal. Bus. & Prof. Code §§ 10240.1 & 10240.2

[9] See Cal. Bus. & Prof. Code §§ 10240.1 & 10240.2

[10] Cal. Bus. & Prof. Code §§ 10240.1 & 10240.2

[11] See Cal. Bus. & Prof. Code §§ 10240.1 & 10240.2

[12] ". . .The charge shall not exceed an amount equal to the maximum late charge that could have been assessed with respect to the largest single monthly installment previously due, other than the balloon payment, multiplied by the sum of one plus the number of months occurring since the late-payment charge began to accrue. For purposes of this subdivision, 'month' means the period between a particular day of a calendar month and the same day of the next calendar month." (Cal. Bus. & Prof. Code § 10242.5[c])

[13] Cal. Civ. Code § 2954.4(a) & (f). See *Ibid.* § 2954.4(e) for exemptions.

[14] See Cal. Civ. Code § 2954.4(a) & (f)

[15] Colo. Rev. Stat. Ann. § 5-1-301(11), (12), (14), & (15). For exemptions, see *Ibid.* § 5-1-202, 5-1-301(15)(b), (15)(c), & (26), and 5-2-102.

[16] See Colo. Rev. Stat. Ann. § 5-1-301(12) & (15)(a)(IV).

[17] Excluded from the definition of "consumer loan" is a "loan primarily secured by an interest in land." This means that the "value of the collateral [at the time the loan is made] is substantial in relation to the amount of the loan" and "is secured by a first mortgage or deed of trust." Thus, the loan amount must be insubstantial in comparison to the collateral and either: (1) the lien must be secondary; or (2) the finance charge does not exceed 12% per year per the statutorily prescribed calculation method. See Colo. Rev. Stat. Ann. § 5-1-301(15)(a) & (26)(a) for details, as well as Colo. Att'y Gen. Memorandum dated March 13, 2002.

[18] See Colo. Att'y Gen. Memo dated March 13, 2002; available at https://coag.gov/sites/default/files/contentuploads/cp/ConsumerCreditUnit/UCCC/General/OpinionLetters/2002-03-13_loans_primarily_secured_by_an_interest_in_land.pdf.

[19] Del. Code Ann. tit. 5, § 2214(1). For exemptions, see *Ibid.* § 2202 and 5 Del. Admin. Code § 2201-1.0

[20] Del. Code Ann. tit. 5, § 2227(2). For exemptions, see *Ibid.* § 2202 and 5 Del. Admin. Code § 2201-1.0

[21] See D.C. Code Ann. § 28-3315

[22] Fla. Stat. Ann. § 516.031(1). For exemptions, see *Ibid.* § 516.02(4).

[23] Fla. Stat. Ann. § 516.031(1)

[24] Fla. Stat. Ann. § 516.031(1)

[25] The charges are: $15 for monthly payments, $7.50 if the payments are semimonthly, and $7.50 if biweekly, but no more than $5 if three payments are due within the same month. See Fla. Stat. Ann. § 516.031(3)(a)(9)

[26] Ga. Code Ann. § 7-6A-2(8). For exemptions, see *Ibid.* § 7-66A-2(8) & 7-6A-12

[27] Ga. Code Ann. § 7-6A-2(8)

[28] Ga. Code Ann. § 7-6A-2(8)

[29] See 14 Guam Code Ann. §§ 3104 & 3107. For exemptions, see *Ibid.* & 15 Guam Admin. R. & Regs. § 2102. It is not clear from the administrative rules as to whether the late fee restrictions apply to other loans subject to the Uniform Consumer Credit Code or just precomputed consumer loans.

[30] Cannot be secured by an interest in land, unless the value of the land is insubstantial in relation to the loan amount or the finance charge on the loan exceeds 10% per year. See 14 Guam Code Ann. § 3104(b) for details.

[31] Must be provided for in the loan agreement. See 15 Guam Admin. R. & Regs. § 2109.

[32] Haw. Rev. Stat. § 412:9-100

[33] Haw. Rev. Stat. § 412:9-100

[34] Haw. Rev. Stat. § 412:9-100. Note that while "consumer loans" are limited to $25,000 or less, this limitation does not apply if the loan is "secured by real property, or by personal property used or expected to be used as the borrower's principal dwelling."

[35] Idaho Code Ann. § 28-41-301(12), (34), & (37). Note that in the case of this restriction, "regulated consumer credit transaction" is one for a consumer purpose (see *Ibid.* § 28-41-204). For exemptions, see *Ibid.* §§ 28-41-202 & 28-41-301(12).

[36] See Idaho Code Ann. §§ 28-41-204 and 28-41-301(12) & (34)

[37] Idaho Code Ann. § 28-41-301(12), (35), & (39). Note that in the case of this restriction, "regulated consumer loan" is one for a consumer purpose (see *Ibid.* § 28-41-204). For exemptions, see *Ibid.* §§ 28-41-202 & 28-41-301(12).

[38] See Idaho Code Ann. §§ 28-41-204 and 28-41-301(12), (35), & (39).

[39] Idaho Code Ann. § 28-41-301(12), (34), & (37). Note that in the case of this restriction, "regulated consumer credit transaction" is one for a consumer purpose (see *Ibid.* § 28-41-204). For exemptions, see *Ibid.* §§ 28-41-202 & 28-41-301(12).

[40] See Idaho Code Ann. §§ 28-41-204 and 28-41-301(12) & (34)

[41] 815 Ill. Comp. Stat. Ann. 137/10. For exemptions, see *Ibid.*

[42] 815 Ill. Comp. Stat. Ann. 137/10

[43] Ind. Code Ann. §§ 24-4.5-3-105 & 24-4.5-1-301.5(9). For exemptions, see *Ibid.* §§ 24-4.5-1-202(b) & 24-4.5-1-301.5(9)

[44] May include primary lien loans, if such loans are made subject to the Indiana Uniform Consumer Credit Code (see Ind. Code Ann. § 24-4.5-3-105 for details).

[45] Ind. Code Ann. §§ 24-4.5-3-105 & 24-4.5-1-301.5(9). For exemptions, see *Ibid.* §§ 24-4.5-1-202(b) & 24-4.5-1-301.5(9)

[46] May include primary lien loans, if such loans are made subject to the Indiana Uniform Consumer Credit Code (see Ind. Code Ann. § 24-4.5-3-105 for details).

[47] Iowa Code Ann. § 537.1301(32). For exemptions, see *Ibid.* § 537.1202

[48] Iowa Code Ann. § 535.10(1). Must not be a "consumer credit transaction" defined under *Ibid.* § 537.1301.

[49] Iowa Code Ann. §§ 537.1301(12), (13), (14), & (15) and 537.2102. For exemptions, see *Ibid.* §§ 537.1202 & 537.2502(1)

[50] This amount is based on the "threshold amount," which is the amount used to determine whether a loan is subject to Federal Regulation Z under 12 CFR § 1026.3(b) (see Iowa Code Ann. § 537.1301[47]). This amount changes yearly on January 1st (see 12 CFR Pt. 1026, Supp. I, Paragraph 3[b] – 1).

[51] Iowa Code Ann. §§ 537.1301(12) & (15)

[52] Alternatively, "the deferral charge that would be permitted to defer the unpaid amount of the installment for the period that it is delinquent" may be assessed. Provisions concerning deferral charges may be found in Iowa Code Ann. § 537.2503.

[53] Iowa Code Ann. §§ 537.1301(12), (13), (14), & (15) and 537.2102. For exemptions, see *Ibid.* §§ 537.1202 & 537.2502(1)

[54] This amount is based on the "threshold amount," which is the amount used to determine whether a loan is subject to Federal Regulation Z under 12 CFR § 1026.3(b) (see Iowa Code Ann. § 537.1301[47]). This amount changes yearly on January 1st (see 12 CFR Pt. 1026, Supp. I, Paragraph 3[b] – 1).

[55] Iowa Code Ann. §§ 537.1301(12) & (15)

[56] Kan. Stat. Ann. §§ 16a-1-301(14), (15), (16), & (17) and 16a-2-102. For exemptions, see Kan. Stat. Ann. §§ 16a-1-202 & 16a-1-301(17)(b).

[57] See Kan. Stat. Ann. § 16a-1-301(17)(a).

[58] See Kan. Stat. Ann. § 16a-1-301(17)(a).

[59] First-lien mortgages are included if made subject to the Kansas UCCC by written agreement, or if they meet the following conditions: (1) the loan-to-ratio value of the loan exceeds 100% when it is made, or (2) its annual percentage rate exceeds the code mortgage rate (Kan. Stat. Ann. § 16a-1-301[17][b][i]). See *Ibid.* § 16a-1-301(11) for the definition of the "code mortgage rate." See table for the current Kansas Code Mortgage Rate.

[60] Kan. Stat. Ann. §§ 16a-1-301(14), (15), (16), & (17) and 16a-2-102. For exemptions, see Kan. Stat. Ann. §§ 16a-1-202 & 16a-1-301(17)(b).

[61] See Kan. Stat. Ann. § 16a-1-301(17)(a).

[62] See Kan. Stat. Ann. § 16a-1-301(17)(a).

[63] First-lien mortgages are included if made subject to the Kansas UCCC by written agreement, or if they meet the following conditions: (1) the loan-to-ratio value of the loan exceeds 100% when it is made, or (2) its annual percentage rate exceeds the code mortgage rate (Kan. Stat. Ann. § 16a-1-301[17][b][i]). See *Ibid.* § 16a-1-301(11) for the definition of the "code mortgage rate." See table for the current Kansas Code Mortgage Rate.

[64] If the scheduled payment amount is $25 or less, then the cap is reduced to $5.

[65] Ky. Rev. Stat. Ann. § 286.4-420. For exemptions, see *Ibid.* § 286.4-410.

[66] Alternatively, 5% of each scheduled installment or $15, whichever is greater (see Ky. Rev. Stat. Ann. § 286.4-533[5]).

[67] Alternatively, 5% of each scheduled installment or $15, whichever is greater (see Ky. Rev. Stat. Ann. § 286.4-533[5]).

[68] For exemptions, see Ky. Rev. Stat. Ann. § 286.8-020.

[69] Ky. Rev. Stat. Ann. § 360.100(1)(a)

[70] Ky. Rev. Stat. Ann. § 360.100(1)(a)(4)

[71] Ky. Rev. Stat. Ann. § 360.100(1)(a)(1)

[72] La. Rev. Stat. Ann. § 6:1083(6). Note that while *Ibid.* § 6:1097(A) limits the late fee restrictions to these types of loans, *Ibid.* § 6:1095(A) stipulates that these provisions are "applicable to residential mortgage loans", which are defined under La. Rev. Stat. Ann. § 6:1083(17). In some regards, these two types of loans are not compatible (*e.g.* a "Federally related mortgage loan" may only be secured by immovable residential property; however, a "residential mortgage loan" can be secured by a dwelling defined under TILA, which can include movable dwellings). For exemptions, see *Ibid.* § 6:1087.

[73] La. Rev. Stat. Ann. § 6:1083(6) & (17)

[74] See La. Rev. Stat. Ann. § 6:1083(6)

[75] " . . . a consumer loan . . . which is made contractually subject to the provisions of this Chapter" is a "consumer loan" as defined under La. Rev. Stat. Ann. § 9:3516(14), per *Ibid.* § 9:3511(F). For exemptions, see *Ibid.* § 9:3512.

[76] Title 9 of Louisiana's Revised Statutes does not define "residential immovable property." However, Title 6 (which is the title that a consumer loan under Title 9 would be subjected to by agreement, for these late fee restrictions to apply) defines this phrase at La. Rev. Stat. Ann. § 6:1083(17).

[77] La. Rev. Stat. Ann. § 9:3516(12) through (14). For exemptions, see *Ibid.* § 9:3512.

[78] La. Rev. Stat. Ann. § 9:3516(30)

[79] Me. Rev. Stat. Ann. tit. 9-A, §§ 1-301(11) through (14) & 2-102. For exemptions, see *Ibid.* tit. 9-A, §§ 1-202 & 1-301(14)(B).

[80] Me. Rev. Stat. Ann. tit. 9-A, § 1-301(26). For exemptions, see *Ibid.* tit. 9-A, § 1-202.

[81] See Me. Rev. Stat. Ann. tit. 9-A, § 1-301(14)(A)(4)

[82] See Me. Rev. Stat. Ann. tit. 9-A, § 1-301(14)(A)(4)

[83] See Me. Rev. Stat. Ann. tit. 9-A, § 1-202(8)

[84] Alternatively, a deferral charge allowed under Me. Rev. Stat. Ann. tit. 9-A, § 2-503(11) may be assessed instead.

[85] Alternatively, a deferral charge allowed under Me. Rev. Stat. Ann. tit. 9-A, § 2-503(11) may be assessed instead.

[86] Md. Code Ann., Com. Law §§ 12-401(b) & 12-405(i). For exemptions, see Md. Code Ann., Com. Law § 12-401(i)(2)

[87] Md. Code Ann., Com. Law § 12-401(i)(1)

[88] Md. Code Ann., Com. Law § 12-401(i)(1)(i)

[89] Md. Code Ann., Com. Law § 12-901(l)

[90] Md. Code Ann., Com. Law § 12-1001(d) & (j)

[91] Mass. Gen. Laws Ann. ch. 140, § 114B & ch. 140D, § 1

[92] Mass. Gen. Laws Ann. ch. 183, § 59

[93] Mass. Gen. Laws Ann. ch. 183, § 59

[94] Mich. Comp. Laws Ann. § 445.1852(g)

[95] Minn. Stat. Ann. § 47.20(2) - (3)

[96] Minn. Stat. Ann. §§ 47.59(1)(l) & 53.04(3a)

[97] Minn. Stat. Ann. § 47.59(1)(i)

[98] Note that in the case of a loan subject to so-called "Minnesota Industrial Loan and Thrift Companies Act," these restrictions only apply "if the proceeds of a loan secured by a first lien on the borrower's primary residence are used to finance the purchase of the borrower's residence" (Minn. Stat. Ann. § 53.04[3a][b]).

[99] Except in regards to a "conventional loan" defined under Minn. Stat. Ann. § 47.20(2) – (3), in which case the loan amount is limited to an amount less than $100,000.

[100] Under Minn. Stat. Ann. § 47.59(3)(i), the minimum dollar amount specified in *Ibid.* § 47.59(6)(a)(4) is subject to change "periodically" on July 1st of even-numbered years. See https://mn.gov/commerce/industries/financial-institutions/interest-rates/consumer-credit-code.jsp for the current dollar amount and http://mn.gov/commerce-stat/pdfs/consumer-credit-historic-adjustments.pdf for historical adjustments.

[101] See Miss. Code Ann. § 75-67-103(b) & Miss. Admin. Code 5-3:1.2

[102] Despite its name, the "Small Loan Regulatory Law" is not limited to loans of a certain amount. A clear illustration of this is set forth in Miss. Admin. Code 5-3:1.6(1), which permits fees on loans with amounts "greater than Ten Thousand Dollars."

[103] Licensees under the "Small Loan Regulatory Law" are permitted to assess late fees based on the other restrictions under Mississippi law. See Miss. Admin. Code 5-3:1.9 for details.

[104] Includes, but is not limited to, loans made under the Mississippi Small Loan Regulatory Law and Small Loan Privilege Tax Law (see Miss. Admin. Code 5-3:1.1 & 5-3:1.2).

[105] Includes, but is not limited to, loans made under the Mississippi Small Loan Regulatory Law and Small Loan Privilege Tax Law (see Miss. Admin. Code 5-3:1.1 & 5-3:1.2).

[106] Mo. Ann. Stat. §§ 408.015(7) & 408.052(1). For exemptions, see *Ibid.* § 408.052(1).

[107] Mo. Ann. Stat. § 408.015(6)

[108] Mo. Ann. Stat. § 408.231(1). For exemptions, see Mo. Stat. Ann. § 408.237.

[109] Mo. Ann. Stat. § 408.231(3)

[110] Mont. Code Ann. § 32-5-102(2). For exemptions, see *Ibid.* §§ 32-5-102(2)(b) & 32-5-103(5)

[111] The definition of "consumer loan" excludes "residential mortgage loans" defined under Mont. Code Ann. § 32-9-103 (see *Ibid.* § 32-5-102[2][b][ii]). "Residential mortgage loans" are basically defined as loans secured by a dwelling (defined under TILA) or residential real estate upon which a dwelling is (or will be) constructed (see *Ibid.* § 32-9-103[16], [40], & [41]).

[112] See Neb. Rev. Stat. Ann. § 45-702(13), (15), (16), & (26). For exemptions, see *Ibid.* § 45-703.

[113] Neb. Rev. Stat. Ann. § 45-702(9) & (27)

[114] See Neb. Rev. Stat. §§ 45-101.03 & 45-1002(3) & (4). For exemptions, see *Ibid.* §§ 45-1002(3) & (4) and 45-1003.

[115] See Nev. Rev. Stat. Ann. § 99.050

[116] For exemptions, see Nev. Rev. Stat. Ann. §§ 645B.0127(3), 645B.015, 645B.018, 645E.100(3), 645E.150, & 645E.170

[117] Nev. Rev. Stat. Ann. § 604A.0703. For exemptions, see *Ibid.* §§ 604A.250 & 604A.480(2).

[118] A "high-interest loan" can be a loan in any amount, but only loans with an APR of more than 40% are considered to be a "high-interest loan." See Nev. Rev. Stat. Ann. § 604A.0703(1) for details.

[119] N.H. Rev. Stat. Ann. §§ 358-K:1(V), (VI), (X), 358-K:2(V), & 358-K:6. For exemptions, see *Ibid.* § 358-K:6. Note that this late fee restriction only applies to loans consummated between July 1, 1984 and July 1, 1985.

[120] N.H. Rev. Stat. Ann. § 358-K:6.

[121] N.J. Stat. Ann. § 17:11C-53 and N.J. Admin. Code § 3:15-1.2. For exemptions, see *Supra* § 17:11C-55 and *Ibid.* § 3:15-2.1.

[122] See N.J. Stat. Ann. § 17:11C-87 and N.J. Admin. Code § 3:15-1.2.

[123] N.J. Stat. Ann. § 46:10B-24

[124] N.J. Stat. Ann. § 46:10B-24

[125] N.M. Stat. Ann. § 58-21-2(J). For exemptions, see *Ibid.* § 58-21-6

[126] N.M. Stat. Ann. § 58-21-2(F) & (J)

[127] N.M. Stat. Ann. § 58-21A-3(J)

[128] N.M. Stat. Ann. § 58-21A-3(J)

[129] N.M. Stat. Ann. § 58-21A-3(J)

[130] N.Y. Real Prop. Law § 2(1). Note that this late fee restriction does "not apply to any loan or forbearance insured by the federal housing commissioner or for which a commitment to insure has been made by the federal housing commissioner or to any loan or forbearance insured or guaranteed pursuant to the provisions of an act of congress entitled 'Servicemen's Readjustment Act of 1944', or to the extent the provisions of this section are inconsistent with any other federal law or regulation." (*Ibid.* § 254-b[2])

[131] N.Y. Comp. Codes R. & Regs. tit. 3, § 80.1(c)

[132] N.Y. Comp. Codes R. & Regs. tit. 3, §§ 419.1(e) & 419.10(d)

[133] Alternatively, the mortgage may be secured by "a note representing a loan for the purpose of financing the purchase of an ownership interest in, a proprietary lease from, a corporation or partnership formed for the purpose of the cooperative ownership of residential real estate." (N.Y. Real Prop. Law § 254-b[1])

[134] This administrative law applies to "junior mortgage loans" and does not contain any restrictions on late charges. However, a "junior mortgage loan", as defined in N.Y. Comp. Codes R. & Regs. tit. 3, § 80.1(c), is a loan secured by a one-to-four family dwelling; therefore, the restrictions that apply in the statutory law apply to junior mortgage loans as well.

[135] See N.C. Gen. Stat. Ann. §§ 24-1.1, 24-10.1, 24-1.1A, 54B-156, & 54C-125.

[136] See N.C. Gen. Stat. Ann. § 24-1.1

[137] See N.C. Gen. Stat. Ann. § 24-1.1A(a)(3), (a)(4), & (e). For exemptions to this late fee restriction, see *Ibid.* § 24-9

[138] Note: While no property is specified for "a loan" or "purchase money loan" under N.C. Gen. Stat. Ann. §§ 24-1.1 & 24-10.1, a "home loan" is secured by "real property upon which there is located or there is to be located one or more single-family dwellings or dwelling units or secured by an equivalent first security interest in a manufactured home." (*Ibid.* § 24-1.1A[e]) In addition, a loan by a savings and loan association may be secured by real property (see *Ibid.* §§ 54B-150 & 54B-151), as is a loan by a savings bank (see *Ibid.* § 54C-125)

[139] N.C. Gen. Stat. Ann. §§ 24-1.1A & 24-9. Note that while *Ibid.* §§ 54B-156 & 54C-125 does not specify any loan limits, they do require loans subject to *Ibid.* § 24-10.1 (which would be loans less than $300,000) to comply with such sections provisions.

[140] N.C. Gen. Stat. Ann. § 24-10.1(b)(1)(a) stipulates that the amount charged cannot exceed: "The amount disclosed with particularity to the borrower pursuant to the federal Consumer Credit Protection Act, Chapter 41 of Title 15 of the United States Code, (Truth in Lending Act) and the regulations adopted under it, if that act applies to the transaction."

[141] N.C. Gen. Stat. Ann. § 24-9(a)(2)

[142] N.C. Gen. Stat. Ann. § 24-9(a)(3)

[143] N.C. Gen. Stat. Ann. § 24-9(a)(2)(b)

[144] N.C. Gen. Stat. Ann. § 24-9(a)(2)(e)

[145] N.C. Gen. Stat. Ann. § 24-9(a)(3).

[146] See N.C. Gen. Stat. Ann. §§ 24-9(d) & 24-11(a). Note that despite the fact *Ibid.* § 24-9(d) stipulates that "revolving credit card plans offered by banks" are exempt, this exemption does not apply "to a revolving credit card plan that is secured by a mortgage or deed of trust on real property." Thus, revolving credit card plans offered by banks are subject to this late fee restriction for mortgage loan purposes; however, equity lines of credit offered by banks are exempt under *Ibid.* § 24-9(c).

[147] A revolving credit card plan offered by a bank must be secured by real property in order for this late fee restriction to apply (see N.C. Gen. Stat. Ann. § 24-9[d]).

[148] See N.C. Gen. Stat. Ann. § 24-9(a)(3) & (b)

[149] "$5 on accounts having an outstanding balance of less than $100 and $10 on accounts having an outstanding balance of $100 or more." N.C. Gen. Stat. Ann. § 24-11(d1)

[150] See N.C. Gen. Stat. Ann. §§ 54B-156 & 54C-125.

[151] See N.C. Gen. Stat. Ann. §§ 54B-150, 54B-151, & 54C-125)

[152] Note that while *Ibid.* §§ 54B-156 & 54C-125 does not specify any loan limits, they do require loans subject to *Ibid.* § 24-10.1 (which would be certain loans less than $300,000) to comply with such sections provisions on late charges.

[153] The restrictions are applicable to a "registrant", who is authorized to make a wide variety of loans under Ohio Rev. Code Ann. § 1321.52.

[154] A registrant may make secured loans other than those secured by "residential real estate" or a "dwelling", as both terms are defined under Ohio Rev. Code Ann. § 1322.01 (see *Ibid*. § 1321.52(C)). When both definitions are considered in the context of real property, the only real estate which may be secured is vacant land upon which a dwelling will not be constructed within two years of acquisition.

[155] Ohio Rev. Code Ann. § 1345.01(A). For exemptions, see *Ibid.* § 1345.12

[156] Ohio Rev. Code Ann. § 1345.01(I)

[157] Ohio Rev. Code Ann. § 1345.01(I)

[158] Okla. Stat. Ann. tit. 14A, §§ 3-104 & 3-105. For exemptions, see Okla. Stat. Ann. tit. 14A, § 1-202

[159] See Okla. Stat. Ann. tit. 14A, § 3-104. Note that the loan cannot be primarily secured by an interest in land, under *Ibid.* § 3-105.

[160] A "consumer loan" does not include a "'loan primarily secured by an interest in land,' if at the time the loan is made the value of this collateral is substantial in relation to the amount of the loan . . ." (Okla. Stat. Ann. tit. 14A, § 3-105).

[161] If greater, the same amount as a permissible deferral charge, authorized under Okla. St. Ann. tit. 14A, § 3-204(3). The maximum charge amount is subject to change each year and the new amount can be found in the Appendices of Okla. Admin. Code § 160:20.

[162] Okla. Stat. Ann. tit. 14A, §§ 3-104 & 3-105. For exemptions, see Okla. Stat. Ann. tit. 14A, § 1-202

[163] See Okla. Stat. Ann. tit. 14A, § 3-104. Note that the loan cannot be primarily secured by an interest in land, under *Ibid.* § 3-105.

[164] A "consumer loan" does not include a "'loan primarily secured by an interest in land,' if at the time the loan is made the value of this collateral is substantial in relation to the amount of the loan . . ." (Okla. Stat. Ann. tit. 14A, § 3-105).

[165] If greater, the same amount as a permissible deferral charge, authorized under Okla. St. Ann. tit. 14A, § 3-204(3). The maximum charge amount is subject to change each year and the new amount can be found in the Appendices of Okla. Admin. Code § 160:20.

[166] Or. Rev. Stat. §§ 86.160 & 86.175. Does not include "loans insured, guaranteed or purchased by an instrumentality of the federal government, whose regulations establish late charge limitations." (*Ibid.* § 86.185)

[167] See Or. Rev. Stat. §§ 86.160(4) & 86.175

[168] Or. Rev. Stat. Ann. § 725.010(2)

[169] Or. Rev. Stat. Ann. § 725.010(2)

[170] Open-end loan plans are exempt from these late fee restrictions. See Or. Rev. Stat. Ann. § 725.345(4)

[171] 7 Pa. Cons. Stat. § 6102. For exemptions, See *Ibid.*§§ 6101(a) & 6112.

[172] See 7 Pa. Cons. Stat. § 6102

[173] See 7 Pa. Cons. Stat. § 6102

[174] Note: This late fee restriction is set forth in Puerto Rico's regulations, which are only published in Spanish. Due to language restrictions, the summary of this restriction will not be as comprehensive as the other restrictions in this Matrix.

[175] For exemptions, see P.R. Reg. 5722, art. 3

[176] R.I. Gen. Laws Ann. § 34-25.2-4(l) & (m). For exemptions, see *Ibid.* §§ 34-25.2-4(m) & 34-25.2-11

[177] See R.I. Gen. Laws Ann. § 34-25.2-4(m)

[178] S.C. Code Ann. § 37-3-104. For exemptions, see *Ibid.* §§ 37-1-202 & 37-3-105

[179] See S.C. Code Ann. § 37-3-104.

[180] See S.C. Code Ann. § 37-3-105

[181] Amount current 7/1/2018 to 6/30/2020. If the minimum charge exceeds 5% of the unpaid amount of the installment, it may still be collected. Per S.C. Code Ann. § 37-1-109 & S.C. Reg. § 28-62, this dollar amount is subject to change each even-numbered year, effective on July 1st. The new amount is published on the South Carolina Department of Consumer Affairs website (http://www.consumer.sc.gov/Pages/Legal.aspx).

[182] Amount current 7/1/2018 to 6/30/2020. If the minimum charge exceeds 5% of the unpaid amount of the installment, it may still be collected. Per S.C. Code Ann. § 37-1-109 & S.C. Reg. § 28-62, this dollar amount is subject to change each even-numbered year, effective on July 1st. The new amount is published on the South Carolina Department of Consumer Affairs website (http://www.consumer.sc.gov/Pages/Legal.aspx).

[183] See S.D. Codified Laws § 54-4-36(12). For exemptions, see S.D. Codified Laws §§ 54-4-37 & 54-4-64

[184] See S.D. Codified Laws § 54-4-36(12)

[185] Tenn. Code Ann. § 45-5-102(8) - (10) & (20). For exemptions, see *Ibid.* § 45-5-104

[186] See Tenn. Code Ann. § 45-5-301(1)

[187] Tenn. Code Ann. § 45-20-102(8) & (9). For exemptions, see *Ibid.* § 45-20-102(9)(D)

[188] Tenn. Code Ann. § 45-20-102(8) & (9)(C)

[189] Tenn. Code Ann. § 45-20-102(8) & (9)(A)

[190] Tex. Fin. Code Ann. § 301.002(10)

[191] The interest rate must be less than 10% per year. A delinquency fee is considered to be a part of interest. See Tex. Fin. Code Ann. §§ 302.001(d) & 302.103

[192] Tex. Fin. Code Ann. § 342.001(4) & 7 Tex. Admin. Code §§ 83.101 & 83.703(c). For exemptions, see *Supra* §§ 342.004, 342.005, & 342.006.

[193] See Tex. Fin. Code § 342.001(4). See also 7 Tex. Admin. Code § 83.101(b).

[194] See Tex. Fin. Code § 342.001(4)(A)

[195] Utah Code Ann. § 70C-1-201. For exemptions, see Utah Code Ann. § 70C-1-202(2).

[196] Amount adjusts annually by the Utah Department of Financial Institutions (see http://dfi.utah.gov/non-depository/consumer-lending/). See also Utah Code Ann. § 70C-1-202(2)(d)(ii) for details.

[197] Utah Code Ann. § 70C-1-202(2)(b)

[198] A contract renewed, executed, or modified after May 3, 1999 by a depository institution can contract for a delinquency charge that exceeds the statutory limitations. See Utah Code Ann. § 70C-2-102(1)(b)

[199] A contract renewed, executed, or modified after May 3, 1999 by a depository institution can contract for a delinquency charge that exceeds the statutory limitations. See Utah Code Ann. § 70C-2-102(1)(b)

[200] First lien loans falling under the purview of 12 U.S.C.A. § 1735f-7a are subject to Federal late fee restrictions. The types of loans subject to this act are too complex to include a summary in this document.

[201] Any loan that is not subject to 12 U.S.C.A. § 1735f-7a is subject to these restrictions. See endnote directly above for more details.

[202] See Va. Code Ann. § 6.2-300

[203] See Wash. Rev. Code Ann. §§ 31.04.015(12) & 31.04.035. For exemptions, see *Ibid.* § 31.04.025(2) & Wash. Admin. Code § 208-620-104

[204] W. Va. Code Ann. § 46A-1-102(15) & (33)

[205] W. Va. Code Ann. § 31-17-1(o). For exemptions, see *Ibid.* §§ 31-17-2 & 46A-1-105.

[206] W. Va. Code Ann. § 46A-1-102(15)(d); see also *Ibid.* § 31-17-1(o)

[207] Alternatively, an amount equal to the deferral charge that is permitted to defer the unpaid amount of the installment for the period that is delinquent may be charged. See W. Va. Code Ann. § 46A-3-114.

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[209] W. Va. Code Ann. § 46A-1-102(15)

[210] W. Va. Code Ann. § 31-17-1(o). For exemptions, see *Ibid.* §§ 31-17-2 & 46A-1-105.

[211] W. Va. Code Ann. § 46A-1-102(15)(d); see also *Ibid.* § 31-17-1(o)

[212] Wis. Stat. Ann. § 138.09(7)(a)(1). For exemptions, see Wis. Stat. Ann. § 138.09(1a)

[213] For the definition of a precomputed loan, see Wis. Stat. Ann. § 138.09(7)(a)(1). For exemptions, see Wis. Stat. Ann. § 138.09(1a)

[214] 9.5% for the first $1,000 of the loan and 8% for all amounts beyond this (see Wis. Stat. Ann. § 138.09[b][1] for details). It can only be assessed against the unpaid principal balance exclusive of interest.

[215] Wis. Stat. Ann. § 138.052(1)(b). For exemptions, see *Ibid.* § 138.052(8) & (10)

[216] Wis. Stat. Ann. § 138.052(1)(b)

[217] Wis. Stat. Ann. § 138.052(1)(b)

[218] Wis. Stat. Ann. §§ 421.301(10), (12), & (13) and 422.102. For exemptions, see *Ibid.* §§ 421.202, 421.203, & 422.203(1)

[219] Wis. Stat. Ann. § 138.09(7)(a). For exemptions, see *Ibid.* § 138.09(1a)

[220] Wis. Stat. Ann. § 421.301(10)

[221] Wis. Stat. Ann. § 421.202(6)

[222] See Wis. Stat. Ann. § 421.202(7)

[223] Wyo. Stat. Ann. §§ 40-14-302 & 40-14-304. For exemptions, see *Ibid.* § 40-14-121, 40-14-304, & 40-14-305

[224] Wyo. Stat. Ann. § 40-14-304(a)(iv)

[225] Except if the loan is secured by a primary lien, in which case the value of the property must be insubstantial in relation to the amount of the loan for it not to be considered a "loan primarily secured by an interest in land," which is generally exempt from the definition of "consumer loan.". See Wyo. Stat. Ann. §§ 40-14-304 & 40-14-305