

Banking, Commerce, and Insurance Committee

Nebraska Legislature

Occupational Regulation Review

of the

Collection Agency Act (CAA)

Pursuant to the

Occupational Board Reform Act,

Neb. Rev. Stat. §§ 84-933 to 84-948

And Interim Study Resolution LR 119 (Slama)

December 2023

Committee Members

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The Occupational Board Reform Act (OBRA), *Neb. Rev. Stat.* §§ 84-933 to 84-948, was enacted in 2018 to provide for legislative review of occupational regulations.

Neb. Rev. Stat. § 84-948 (1) provides as follows:

1. Beginning in 2019, each standing committee of the Legislature shall annually review and analyze approximately twenty percent of the occupational regulations within the jurisdiction of the committee and prepare and submit an annual report electronically to the Clerk of the Legislature by December 15 of each year as provided in this section. Each committee shall complete this process for all occupational regulations within its jurisdiction within five years and every five years thereafter. Each report shall include the committee's recommendations regarding whether the occupational regulations should be terminated, continued, or modified.

The Banking, Commerce and Insurance Committee's recommendation is that the occupational regulations related to the Collection Agency Act should be:

- Terminated*
- Continued*
- Modified*

Neb. Rev. Stat. § 84-948(2) provides as follows:

2. Each committee may require the submission of information by the affected occupational board and other affected or interested parties.

Banking, Commerce and Insurance Committee staff sent out a request for the submission of information by the Secretary of State and the Nebraska Collection Agency Licensing Board on July 3, 2023. The Board submitted the requested information on October 23, 2023. The information found in this report is directly related to answers provided in that submission. A link to the submitted information can be found below:

https://nebraskalegislature.gov/reports/committeesurvey_view.php

Neb. Rev. Stat. § 84-948(3) provides as follows:

3. A committee's report shall include, but not be limited to, the following:
 - a. **The title of the regulated occupation and the name of the occupational board responsible for enforcement of the occupational regulations;**
Title of Regulated Occupation: Collection Agencies
Name of Occupational Board: Nebraska Collection Agency Licensing Board
 - b. **The statutory citation or other authorization for the creation of the occupational regulations and occupation board;**

The Collection Agency Act (CAA). Neb. Rev. Stat. §§45-601 to 45-622

c. The number of members of the occupational board and how the members are appointed;

Consists of the Secretary of State, who shall be chairperson of the board, and four members appointed by the Governor

d. The qualifications for membership on the occupational board;

Three board members must be licensees actively engaged in the collection business in this state, one of whom shall reside in each of the state's three congressional districts. The remaining member shall be appointed at large as a representative of the public and is not actively engaged in the collection business in this state.

e. The number of times the occupational board is required to meet during the year and the number of times it actually met.

Required FY22-23 4 Held 4

Required FY21-22 4 Held 4

Required FY20-21 4 Held 4

Required FY19-20 4 Held 4

Required FY18-19 4 Held 4

f. Annual budget information for the occupational board for the five most recently completed fiscal years

Shared Budget. Other funding sources: none.

FY22-23 \$96,012

FY21-22 \$87,418

FY20-21 \$128,523

FY19-20 \$97,156

FY18-19 \$111,299

g. For the immediately preceding five calendar years, or for the period of time less than five years for which the information is practically available, the number of government certificates, occupational licenses, and registrations the occupational board has issued, revoked, denied, or assessed penalties against, listed anonymously and separately per type of credential, and the reasons for such revocations, denials, and other penalties;

Collection Agencies

<i>Period</i>	<i>Certs Issued</i>	<i>Individual Licenses</i>	<i>Firm Licenses</i>	<i>Revocation</i>
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2018 to 2023	178			0
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Government Certificate Denials: 0
Government Certificate Penalties Against: 0

h. A review of the basic assumptions underlying the creation of the occupational regulations;

1963 bill created Nebraska Collection Agency Board; committee statement notes that "The proposed bill was introduced for the common good of the debtor who pays his bills to a collector and for the creditor that may not be taken in by a 'fast selling' firm."; collection agency representatives testified in support, while bar association representatives testified in opposition, noting that there was a national effort to develop a uniform law.

There is not a stated legislative purpose found in the Act, but the basic assumption behind its purpose can be identified from certain statutes within the Act and the committee statement referenced immediately above:

45-607. License; qualifications of licensee. (1) The license provided for by section 45-606 shall be granted only to applicants who are trustworthy, who have a good reputation for honesty and fair dealings, who are financially responsible, and who are, in the opinion of the board, competent to engage in the collection of accounts and claims of others. No license shall be issued to a partnership, limited liability company, corporation, or association unless the manager or executive officer thereof has been engaged in the collection business either as owner, officer, partner, member, or employee of an established reputable collection agency for a period of at least two years, except that the board may, if satisfied that the applicant or the manager or executive officer thereof has had sufficient business experience to be fully competent to engage in the collection business without such previous collection experience, approve such application.

Source: Laws 1963, c. 500, § 11, p. 1596; R.S.1943, (1981), § 81-8,168; Laws 1984, LB 471, § 7; Laws 1993, LB 121, § 273; Laws 1993, LB 261, § 7.

The Board was given rule-making authority in Neb. Rev. Stat. § 45-604 of the Collection Agency Act:

45-604. The board may enact rules and regulations relating to the administration of, but not inconsistent with, the Collection Agency Act.

*The Board was assigned Title 434 in the Nebraska Administrative Code (NAC) as the location for its properly promulgated rules. **As indicated in 45-607 the basic assumption underlying the creation of regulations includes the establishment of regulations to maintain a high standard of trustworthiness, honesty, and fair dealings in the profession of the collection of debt, and competency with consumer protection laws and rules.***

i. A statement from the occupational license board on the effectiveness of the occupational regulations, and

Following Statement from the Nebraska Collection Agency Licensing Board:

The Debt Collection industry is subject to many levels of regulations: federal, state, and in some locations, city/county regulations. Nebraska's regulations require that when a debt collector applies for a license, they can demonstrate they have the competency to engage in the business and comply with the consumer protection regulations. Unlike other states and jurisdictions, Nebraska does not engage in continued examinations of its licensees for business or consumer protection compliance. Instead, a balance is struck between the federal and state consumer protection laws and our states laws requiring debt collectors to timely pay their clients. Under this system, we have few complaints about Nebraska collection agencies from consumers and even fewer from clients. Nebraska consumers and clients still have the protection of state and federal laws and Nebraska debt collectors are not required to submit to time-consuming, expensive examinations.

j. A comparison of whether and how other states regulate the occupation.

See Attachment "A"

Neb. Rev. Stat. § 84-948(4) provides as follows:

4. Subject to subsection (5) of this section, each committee shall also analyze, and include in its report, whether the occupational regulations meet the policies stated in section 84-946 considering the following recommended courses of action for the meeting such policies:

a. If the need is to protect consumers against fraud, the likely recommendation will be to strengthen powers under the Uniform Deceptive Trade Practices Act or require disclosures that will reduce misleading attributes of the specific good or service;

No recommendation on strengthening powers under UDTPA or disclosure requirements.

b. I the need is to protect consumers against unclean facilities or to promote general health and safety, the likely recommendations will be to require periodic inspections of such facilities;

N/A

c. If the need is to protect consumers against potential damages and failure by providers to complete a contract fully or up to standards, the likely recommendations will to require that be bonded;

Collection Agencies have a bonding requirement under Neb. Rev. Stat. § 45-608.

d. If the need is to protect a person who is not party to contract between the provider and consumer, the likely recommendation will be to require that he provider have insurance;

N/A

- e. **If the need is to protect consumers against a potential damages by transient providers, the likely recommendation will be to require that providers register their businesses with the Secretary of State;**

Collection Agencies are credentialed

- f. **If the need is to protect consumers against a shortfall or imbalance of knowledge about the goods and services relative to the providers' knowledge, the likely recommendation will be to enact government certifications, and;**

N/A

- g. **If the need is to address a systematic information shortfall such that a reasonable consumer is unable to distinguish between the quality of providers, there is an absence of institutions that provide adequate guidance to the consumer, and the consumer's ability to distinguish between providers and the lack of adequate guidance allows for undue risk of present, significant, and substantiated harms, the likely recommendation will be to enact an occupational license.**

Collection Agencies are credentialed

Neb. Rev. Stat. § 84-948(5) provides as follows:

5. If a lawful occupation is subject to the Nebraska Regulation of Health Professions Act, the analysis under section (4) of this section shall be made using the least restrictive method of regulation as set out in section 71-6222.

N/A

Neb. Rev. Stat. § 84-948(6) provides as follows:

6. In developing recommendations under this section, the committee shall review any report issued to the Legislature pursuant to the Nebraska Regulation of Health Professions Act, if applicable, and consider any findings or recommendations of such report related to the occupational regulations under review.

N/A

Neb. Rev. Stat. § 84-948(7) provides as follows:

7. If the committee finds that it is necessary to change professional regulations, the committee shall recommend the least restrictive regulation consistent with the public interest and the policies in this section and section 84-946.

The regulatory framework for issuance of certificates and permits is established by the Legislature and administered by the Collection Agency Licensing Board. It is serving the expectations of Nebraskans where the collection of debt is concerned. As a whole, this regulatory framework is appropriate and balanced and does not need modification at this time.



Interstate Chart #3005

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Overview:

Many states require a license or registration for debt collectors. Requirements vary widely by state, and some states feature exemptions for out of state collectors while others do not.

Summary of Analysis:

This Chart provides an “at-a-glance” listing of each state’s licensing or registration laws for debt collectors. The chart also lists prices for licensing and includes contact information for the various state regulators. Where it is available, information regarding any city licensing requirements is also included.

Practical Considerations:

The summary provided in this chart cannot substitute for the independent judgment and skills of a qualified attorney. In some states, additional licenses may be needed for servicing or collecting certain financial obligations, such as supervised loans, consumer loans, or mortgages. Please consult state law and/or your own attorney for assistance with securing additional licenses not listed in this document. In some cases, a certificate of authority may also be necessary. Whether a certificate of authority is required is a question of law; please consult your attorney when making the decision.

Key Takeaways

- N/A

Related SearchPoint Documents

- N/A



Interstate Chart

Last Updated 2/1/2023 – *Updated bond requirement for Rhode Island. Updated Licensing Fees for Washington.*

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~~Strikethrough~~ = Deleted Text
Underline = Added/New

This summary provides a brief overview of state licensing, bonding, and registration requirements for collecting consumer debts. Every effort has been made to assure the information is up-to-date as of the date of publication. Please remember state laws and contacts often change. Always use the most current version of this chart.

This summary cannot substitute for the independent judgment and skills of your attorney. The information contained in this chart is only a summary. This chart may be used as a beginning point of research but should not be relied upon as a complete and exhaustive list of requirements.

In some states, additional licenses may be needed for servicing or collecting certain financial obligations, such as supervised loans, consumer loans, or mortgages. **This chart does NOT include an exhaustive list of licenses for such specialized collection or servicing activities. Please consult state law and/or your own attorney for assistance with securing additional licenses not listed in this document.**

In some cases, a certificate of authority may also be necessary. A certificate of authority (sometimes called a qualification or registration) is an authorization for a business entity to do business in a state other than that in which the entity is organized. Obtaining such authority subjects the entity to state jurisdiction and taxation. Whether a certificate of authority is required is a question of law; please consult your attorney when making the decision. Failure to obtain a certificate when required can result in the imposition of back taxes and penalties.

For more complete information on licensing and collection laws concerning consumer debt collection, please see *ACA's Guide to State Collection Laws and Practices*, a compendium of state collection laws and practices available at the ACA online store at www.acainternational.org/store. If you are in need of assistance with the licensing required for compliance, [Collectors Insurance Agency](#), a subsidiary of ACA International, has been licensing members since 1998. Our professional staff, long-standing bond programs and ACA's Compliance Department combine to bring members the finest and most affordable licensing service available.

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Quick Reference Chart

Please see additional details below.

X – Denotes a requirement

State	License	Exemptions	License Fee	Bond	Trust Account
<u>Alabama</u>	X	X	X		
<u>Alaska</u>	X	X*	X	X	X
<u>Arizona</u>	X	X	X	X	X
<u>Arkansas</u>	X		X	X	
<u>California (effective 1/1/22)</u>	X	X	X	X	
<u>Colorado</u>	X	X	X	X	X
<u>Connecticut</u>	X		X	X	X
<u>Delaware</u>	X	X	X		
<u>City of Wilmington</u>	X	X			
<u>District of Columbia</u>	X	X	X		
<u>Florida</u>	X	X	X	X	
<u>Georgia</u>			X*	X*	
<u>Hawaii</u>	X	X	X	X	X
<u>Idaho</u>	X	X	X	X	
<u>Illinois</u>	X	X*	X	X	X
<u>City of Chicago</u>	X		X		
<u>Indiana</u>	X	X	X	X	X
<u>Iowa</u>	X	X	X		
<u>Kansas</u>	X*				
<u>Kentucky</u>					
<u>Louisiana</u>	X*				
<u>Maine</u>	X	X*	X	X	X
<u>Maryland</u>	X	X	X	X	
<u>Massachusetts</u>	X		X	X	X
<u>Michigan</u>	X	X	X	X	X
<u>Minnesota</u>	X	X	X	X	X
<u>Mississippi</u>			X*		
<u>Missouri</u>					

State	License	Exemption	Fees	Bond	Trust Account
Montana	X*				
Nebraska	X	X	X*	X	
Nevada	X	X	X	X	X
Carson City	X	X			
New Hampshire	X*	X			
New Jersey	X		X	X	
New Mexico	X	X	X	X	X
New York	X*				
New York City	X	X	X	X*	
City of Buffalo	X		X	X	
City of Yonkers	X		X		
North Carolina	X		X	X	X
North Dakota	X	X	X	X	X
Ohio	X*				
Oklahoma					
Oregon	X	X	X	X	X
Pennsylvania	X*			X*	
Puerto Rico	X	X*	X	X	
Rhode Island	X	X	X	X	
South Carolina					
South Dakota	X	X*	X		
Tennessee	X	X*	X	X	X*
Texas	X*	X		X	
Utah	X		X	X	
Vermont					
Virginia	X*				
Washington	X	X*	X	X	X*
West Virginia	X	X*	X	X	X
Wisconsin	X	X	X	X	X
Wyoming	X	X	X	X	X

*In certain circumstances. Please see section below for additional details.

<p>AL</p>	<p>GENERAL BUSINESS LICENSE REQUIRED Each person who shall employ agents to solicit claims for collection from persons, firms, or corporations in AL shall be deemed a collection agency and must obtain a general business license. Ala. Code § 40-12-40 (WESTLAW through End of 2003 Organizational Sess.).</p> <p>BOND: NOT REQUIRED.</p> <p>STATE FEES: Collection agencies may have to pay a license tax which ranges from \$38.50 to \$151. Whenever a license is levied, there shall be collected both a state and county license for each place of business, in the sum equal to 50 percent of the amount levied for state purposes, except as otherwise provided Ala. Code § 40-12-2(c) (WESTLAW through End of 2001 Reg. Session). See Ala. Code § 40-12-80 for further information.</p> <p>RESIDENTIAL OFFICE: Required to solicit or collect for in-state creditor. Ala Code § 40-12-12 (WESTLAW through End of 2001 Reg. Session).</p>	<p>The Alabama Department of Revenue Sales, Use & Business Tax Division interpreted Alabama's collection agency licensing statute (Ala. Code § 40-12-80) as follows: An out-of-state collection agency, soliciting accounts by letter and/or phone only, and having no agents in Alabama, does not need a license to collect.</p> <p>If an out-of-state agency employs any agents in this state, they would need a license. An agent can include, but is not limited to, an employee of the agency, an attorney licensed in AL on retainer or retained on a special case by case basis, another agency located in AL acting on the out-of-state agency's behalf or anyone located in AL acting on behalf of the out-of-state agency.</p> <p>Readers are urged to contact the licensing authority to confirm that this interpretation has not changed.</p>	<p>General Business License Information: Alabama Dept. of Revenue, Sales, Use & Business Tax Division Severance & License Section P.O. Box 327550 Montgomery, AL 36132-7550 Ph: (334) 353-7827 Fax: (334) 242-0770</p> <p>http://www.ador.state.al.us/licenses/index.html</p> <p>Certificate of Authority Information: Secretary of State Business Services Division P.O. Box 5616 Physical Address: 11 South Union St., Suite 119, Montgomery, AL 36130 Ph: (334) (334) 242-5324 Fax: (334) 242-3138</p> <p>Website: http://sos.alabama.gov/business-entities/foreign-corporations</p>
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<p>AK</p> <p>LICENSE: GENERAL BUSINESS LICENSE AND PROFESSIONAL/OCCUPATIONAL LICENSE REQUIRED. OPERATOR'S LICENSE ALSO REQUIRED. LICENSE: GENERAL BUSINESS LICENSE AND PROFESSIONAL/OCCUPATIONAL LICENSE REQUIRED. OPERATOR'S LICENSE ALSO REQUIRED. BOND: \$5,000</p> <p>STATE FEES: The license fee for each business is \$50 a year, except that the fee is \$25 if the business is a sole proprietorship; and the sole proprietor is (1) 65 years of age or older when the sole proprietor applies for the license or will reach 65 years of age at any time during the year for which the license is issued; or (2) is a disabled veteran. Alaska Stat. § 43.70.030(a) (West, WESTLAW through the 2nd Reg. Sess. Of the 28th Leg. (2014)).</p> <p>The following fees are established for collection agencies: (1) application fee for initial license, \$100; (2) operator license fee for all or part of the initial biennial license period, \$200; (3) biennial operator license renewal fee, \$200; (4) agency license fee for all or part of the initial biennial license period, \$200; (5) biennial agency license renewal fee, \$200; (6) branch office license fee, for all or part of the initial biennial license period, \$200; (7) biennial branch office license renewal fee, \$200; (8) delayed renewal penalty, \$50. Under Alaska Stat. § 08.24.370, all nonresident operator and agency fees are double the fees established in (a) of this section, except for branch office fees. Alaska Admin. Code tit. 12 § 02.160 (West, WESTLAW through Register 166 (July 2003)).</p> <p>PENALTIES: Misdemeanor. Fine of not more than \$1,000, prison up to 1 year or both.</p> <p>TRUST ACCOUNT: REQUIRED RESIDENT OFFICE: REQUIRED</p>	<p>NO EXEMPTIONS. The Alaska Attorney General has, however, released the following opinion, as stated on the license application: "By opinion of the Alaska Attorney General, an Alaska collection agency license is required for only those agencies and branches that collect claims collections, on behalf of Alaska-based creditors. If the agency's or branch's customers are out of the state, no Alaska license is required."</p> <p>This opinion could change at any time; please check with Alaska's licensing authorities for conformation.</p> <p>Additionally, the Division of Corporations, Business, and Professional Licensing states their division is frequently requested to provide "Letters of Exemption" for out-of-state agencies. The division will not issue letters regarding an agency's exemption. Out-of-state collection agencies are directed to review Alaska Stat. § 08.24 and the Alaska Attorney General's statement in making a determination regarding licensing requirements.</p> <p>https://www.commerce.alaska.gov/web/WelcometoourNewWebsite.aspx (last visited July 15, 2015).</p>	<p>Licensing Information: State of Alaska Department of Commerce, Community and Economic Development Business Licensing Program Box 110806, Juneau, AK 99811-0806 Licensing Contact: Jerry Hannasch: (907) 465-8443 Ph: Main (907) 465-2695 Fax: (907) 465-2974 E-mail: license@alaska.gov</p> <p>Website: https://www.commerce.alaska.gov/web/cbpl/ProfessionalLicensing.aspx</p> <p>General Business License Questions: (907) 465-2550 E-mail: businesslicense@alaska.gov</p> <p>Website: https://www.commerce.alaska.gov/web/cbpl/ Entities A-J- arlene.lumbab@alaska.gov Ph: (907) 465-5455 Entities K-Z- delma.siangco@alaska.gov Ph: (907) 465-5456</p> <p>Alaska Business Licensing Program Juneau (907) 465-2550 Anchorage (907) 269-8173 Fairbanks (907) 451-2852</p> <p>Certificate of Authority Information: Secretary of State Department of Commerce and Economic Development Division of Banking, Securities and Corporations Corporate Section P.O. Box 110806, Juneau, AK 99811-0806 Ph: (907) 465-2550 Fax: (907) 465-2974 E-mail: corporations@alaska.gov Website: https://www.commerce.alaska.gov/web/cbpl/</p>
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<p>AZ</p> <p>LICENSE: REQUIRED.</p> <p>BOND: \$10,000 to \$35,000 required.</p> <p>Effective Date: August 27, 2021</p> <p>STATE FEES: Original license application: \$1,500 Original license renewal: \$600 Branch office application: \$500 Branch office renewal: \$200 To change active manager on license: \$250 S.B. 1463 (Ariz. 2021) amending Ariz. Rev. Stat. Ann. § 6-126 (West, WESTLAW through First Reg. Sess. of the Fifty-Fifth Legis. 2021).</p> <p>TRUST ACCOUNT: REQUIRED</p> <p>Arizona Collection Agency License Moves to NMLS January 2, 2017</p> <p>Visit: http://www.azdfi.gov/Licensing/Licensing-FinServ/CA/CA.html for more information on the transition NMLS.</p>	<p>The Superintendent deputy director shall issue a license to operate a collection agency to a person who holds and presents with the person's application a valid and subsisting license to operate a collection agency issued by another state or an agency of another state if:</p> <p>(1) Requirements for securing the license were, at the time of issuance, substantially the same or equal to the requirements imposed by Arizona law.</p> <p>(2) The other state extends reciprocity under similar circumstances to licensed collection agents of Arizona.</p> <p>(3) The application is accompanied by the appropriate fees and financial and bonding requirements set forth in Arizona law.</p> <p>S.B. 1463 (Ariz 2021) amending Ariz. Rev. Stat. Ann. § 32-1024 (West, WESTLAW through First Reg. Sess. of the Fifty-Fifth Legis. 2021).</p> <p>Attorneys, banks, employees of licensed collection agencies and many others are exempt from the licensing requirements when engaged in the regular course of their respective businesses – see Ariz. Rev. Stat. § 32-1004.</p>	<p>LICENSING: Robert Charlton, Division Manager Financial Enterprises Division 2910 N. 44th Street, Suite 310 Phoenix, AZ 85018 Ph: 602-771-2800 Toll Free: 1-800-544-0708 Fax: 602-381-1225</p> <p>E-mail: licensing@azdfi.gov Website http://www.azdfi.gov/Licensing/Licensing-FinServ/CA/CA.html</p> <p>http://www.azdor.gov/Business/LicensingGuide.aspx</p> <p>Certificate of Authority Information Arizona Corporation Commission Corporate Commission 1300 West Washington Phoenix, AZ 85007-2929 Ph: (602) 542-3026 Fax: (602) 542-4100 E-mail: filings.corp@azcc.gov Website: http://www.azcc.gov/divisions/corporations</p> <p>Trade Name Questions: Secretary of State Office (520) 628-6583 http://www.azsos.gov/business_services/filings.htm</p>
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<p>AR</p> <p>LICENSE: REQUIRED.</p> <p>BOND: \$10,000 TO \$50,000 REQUIRED.</p> <p>Bond amounts depended on number of collectors: 5 or less collectors, bond = \$10,000; 6 to 12 collectors, bond = \$20,000; 13 or more collectors, bond = \$25,000.</p> <p>STATE FEES: Annual license -- \$125 (\$20 per additional collector)</p> <p>PENALTIES: Misdemeanor - fine not less than \$50, not more than \$500.</p> <p>There is no trust account requirement, but collection agencies "required to be licensed under the Act" must remit funds to their client within the calendar month following the month of collection. In addition, every April, collection agencies must give written notice of their remittance requirements to each of their clients. Ark. Code Ann. §§ 17-24-104, 17-24-310 (West, WESTLAW current through end of 1999 session.)</p> <p>DEBT PURCHASERS</p> <p>Editor's Note: The Supreme Court of Arkansas, in Simpson v. Calvary SPV I, LLC, 431 S.W.3d 291 (Ark. 2014), ruled that a debt purchasing company that retains a law firm to collect on delinquent accounts and file lawsuits on its behalf is "attempting to collect," and therefore is a "collection agency" under Arkansas law, and also required to be licensed by the Arkansas State Board of Collection Agencies. Based on this decision, debt buyers may need to obtain a license under §17-24-301 when placing accounts with an attorney or a debt collector in Arkansas.</p>	<p>An out-of-state agency is required to obtain a license to collect or solicit accounts. No exemptions for out-of-state agencies exist.</p>	<p>Licensing Information: Janet Wilson State Board of Collection Agencies, 523 S. Louisiana St., Suite 460, Little Rock, AR 72201 Ph: (501) 371-1438 Fax: (501) 372-5383 Website: http://www.asbca.org/collection_agencies/</p> <p>Certificate of Authority Information: Secretary of State Business & Commercial Services State Capitol Victory Building 1401 W. Capitol Ave, Ste. 250 Little Rock, AR 72201-1094 Ph: (501) 682-3409 E-mail: corprequest@sos.arkansas.gov Website: http://www.sos.arkansas.gov/BCS/Pages/default.aspx</p>
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<p>CA <u>LICENSE REQUIRED (Effective Jan. 1, 2022)</u></p> <p>BOND: \$25,000 REQUIRED. (Effective Jan. 1, 2022)</p> <p>(2) The commissioner may require a higher bond amount for a licensee based on the number of affiliates under the license and the dollar amount of collecting consumer debt by that licensee. S.B. 908 (Cal. 2020) Cal. Fin. Code § 100019(e)(2) (West, WESTLAW urgency legislation through Ch. 121 of 2020 Reg. Sess.).</p> <p>State Fees</p> <p>Effective Jan. 1, 2022</p> <p>(a) Each licensee shall pay to the commissioner its pro rata share of all costs and expenses reasonably incurred in the administration of this division, as estimated by the commissioner, for the ensuing year and any deficit actually incurred or anticipated in the administration of the division in the year in which the annual fee is levied. The pro rata share shall be based upon the proportion of net proceeds generated by California debtor accounts in the preceding year after the amount levied pursuant to subdivision (c).</p> <p><u>In the levying and collection of the annual fees, a licensee shall neither be charged for nor be permitted to pay less than two hundred fifty dollars (\$250) nor more than an aggregate of all reasonable costs to operate this division, with the exception of fees associated with investigations and examinations. S.B. 908 (Cal. 2020) Cal. Fin. Code § 100020(a)-(e) (West, WESTLAW urgency legislation through Ch. 121 of 2020 Reg. Sess.).</u></p>	<p>Effective Jan. 1, 2022</p> <p>(a) No person shall engage in the business of debt collection in this state without first obtaining a license pursuant to this division. S.B. 908 (Cal. 2020) Cal. Fin. Code § 100001(a) (West, WESTLAW urgency legislation through Ch. 121 of 2020 Reg. Sess.).</p>	<p>Licensing Information:</p> <p>DFPI Licensing Ph: (415) 263-8552 Email: licensing@dfpi.ca.gov</p> <p>Certificate of Authority Information</p> <p>Business Programs Division Document Filing Support Unit 1500 11th St. Sacramento, CA 95814 Ph: (916) 653-2318 Fax: (916) 653-4795 Email: legalmail@sos.ca.gov</p> <p>Website: http://kepler.sos.ca.gov/</p>
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<p>CO</p> <p>LICENSE: REQUIRED TO COLLECT, TAKE ASSIGNMENT FOR COLLECTION OR SOLICIT.</p> <p>Collection agency licenses shall be valid from the date of issuance to the following July 1. In order to renew its license, a licensee must file its completed renewal application and renewal fee on or before July 1 of each year or its license shall automatically expire.</p> <p>4 Colo. Code Regs. § 903-1, Rule 1.06 (West, WESTLAW through Oct. 2008).</p> <p>BOND: REQUIRED - \$12,000 to \$20,000</p> <p>Colo. Rev. Stat. Ann. § 5-16-124 (West, 2017).</p> <p>As of July 1, 2011</p> <p>Investigation: \$300 \$500</p> <p>Original license: \$1,000</p> <p>License renewal: \$500 \$1,000</p> <p>PENALTIES: Class 1 misdemeanor.</p> <p>Colo. Rev. Stat. Ann. § 5-16-126 (West, WESTLAW through all laws of the 1st Reg. and 1st Extraordinary Sess. of the 71st Gen. Assem. (2017)).</p> <p>TRUST ACCOUNT: REQUIRED.</p> <p>Colo. Rev. Stat. Ann. § 5-16-123(1)(a), (c) (West, 2017).</p> <p>RESIDENT OFFICE: REQUIRED.</p> <p>Colo. Rev. Stat. Ann. § 5-16-123(1)(b)(I)(A) (West, 2017).</p>	<p>Partial exemptions:</p> <p>Notwithstanding paragraph (b) of this subsection (2) subsection (3)(b)(VI) of this section, "collection agency" includes any person who engages in any of the following activities; except that such person shall be exempt from provisions of this article that concern licensing and licensees:</p> <p>(I) Repeated by Laws 2000, Ch. 248, § 2, eff. July 1, 2000.</p> <p>(H) Is an attorney-at-law and regularly engages in the collection or attempted collection of debts in this state;</p> <p>(IH) Is a person located outside this state whose collection activities are limited to collecting debts not incurred in this state from consumers located in this state and whose collection activities are conducted by means of interstate communications, including telephone, mail, or facsimile transmission, and who is located in another state that regulates and licenses collection agencies but does not require Colorado collection agencies to obtain a license to collect debts in their state if such the agencies' collection activities are limited in the same manner. Colo. Rev. Stat. Ann. § 5-16-103(3)(c)-(e) (West, 2017).</p>	<p>Licensing Information</p> <p>Ralph. L. Carr Collection Agency Board Colorado Judicial Center 1300 Broadway, 6th Floor Denver, CO 80203 Phone: (720) 508-6020 Fax: (720) 508-6033 E-mail: car@coag.gov</p> <p>Websites: http://www.coag.gov/CAR</p> <p>Certificate of Authority Information</p> <p>Secretary of State Corporations Section 1700 Broadway, Ste. 200, Denver, CO 80290 Ph: (303) 894-2200 Fax: (303) 869-4864 E-mail: licensing@sos.state.co.us</p> <p>Website: http://www.sos.state.co.us/pubs/busines/buss/businessHome.html</p>
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<p>CT</p> <p>LICENSE: REQUIRED</p> <p>Effective Date October 1, 2022</p> <p>BOND: \$25,000 \$50,000 FOR EACH PLACE OF BUSINESS.</p> <p>Editor's Note (debt buyers): The Connecticut Department of Banking (DOB) has stated "Debt Buyers that do not engage in the business of third party collections are not required to maintain a surety bond, but must submit a properly completed Debt Buyers Only Statement of Acknowledgment." See http://www.ct.gov/dob/cwp/view.asp?a=2232&q=297836&dobNAV_GID=1663 (last reviewed on March 24, 2015).</p> <p>Editor's Note: The DOB is moving its licensing process to the Nationwide Mortgage Licensing System (NMLS). The DOB issued a memo available on the regulator's website. The NMLS website provides a transition checklist for existing licensees transitioning to NMLS and a new applicant checklist for applying for a new license.</p> <p>STATE FEES: \$500 includes investigation fee of \$100 per the Connecticut NMLS website. New Applicant or Renewal: \$400</p> <p>PENALTIES: Fine of not more than \$1,000 or one year imprisonment or both.</p> <p>TRUST ACCOUNT: REQUIRED.</p> <p>REGISTERED AGENT: No fee, Secretary of State can be appointed. For additional information regarding the circumstances under which a Certificate Authority is required to pursue collection activity in this state, please Conn. Gen. Stat. Ann. § 33-920.</p> <p>Please see below for additional Connecticut information</p>	<p>None provided in state law.</p> <p>An out-of-state agency must be licensed. See Conn. Gen. Stat. Ann. § 36a-801(a) (West, WESTLAW through 2009 Jan. Reg. Sess)</p> <p>"State" means any state of the United States, the District of Columbia, any territory of the United States, Puerto Rico, Guam, American Samoa, the trust territory of the Pacific Islands, the Virgin Islands and the Northern Mariana Islands;</p> <p>Conn. Gen. Stat. Ann. § 36a-2(10), (64) (West, WESTLAW through July 1, 2018)</p> <p>Editor's Note: According to the Consumer Credit Division of the State of Connecticut, foreign companies wishing to obtain or renew a Connecticut collection agency license must have a main office location with a U.S. address. A branch office location application can be submitted for the foreign address.</p> <p>Additional information below</p>	<p>Licensing Authority: Connecticut Department Of Banking Consumer Credit Division 260 Constitution Plaza Hartford, CT 06103-1800 Ph: (860) 240-8200, Ext: 8202 or 1- 800-831-7225 Fax: (860) 240-8178 E-mail: jean.wright@ct.gov</p> <p>Website http://www.ct.gov/dob/site/default.asp</p> <p>Certificate of Authority Information: Secretary of the State 30 Trinity Street Hartford, CT 06106 Ph: (860) 509-6002 Fax: (860) 509-6069 E-mail: crd@ct.gov</p> <p>Website: http://www.ct.gov/sots/site/default.asp</p>
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CERTIFICATE OF AUTHORITY:

Editor's Note: The licensing process through NMLS requires licensees to provide the registered agent information currently on file with the Connecticut Secretary of State (SOS). The Connecticut Office of SOS has provided informal guidance to ACA International stating that third-party debt collection agencies located outside of Connecticut that actively collect debts in Connecticut must register with the Secretary of State. For more information about the state registration requirement, please contact the Connecticut Secretary of State.

STUDENT LOAN SERVICERS:

The Connecticut Department of Banking has announced that it will take a "no action" position regarding the student loan servicer licensing requirement set forth in Section 36a-847 for licensed consumer collection agencies whose servicing of student loans is limited to receiving payments from Connecticut consumer debtors on delinquent or defaulted student loan debt for a third party or such person's own account if the indebtedness was acquired from another person and the indebtedness was either delinquent or in default at the time it was acquired." The Department's memorandum also states that "consumer collection agencies still remain subject to all other requirements of and standards imposed on student loan servicers pursuant to Sections 36a-847 to 36a-854."

The Department of Banking's June 30, 2016 memorandum is available at:

http://www.ct.gov/dob/lib/dob/consumer_credit_nonhtml/no_action_position_re_student_loan_servicing.pdf (last visited July 21, 2016).

The referenced student loan servicing laws (Ct. Gen. Stat. § 36a-847 to 36a-854) are available at:

https://www.cga.ct.gov/2016/sup/chap_669.htm#sec_36a-846 (last visited July 21, 2016).

Editor's Note: The Commissioner of the Connecticut Department of Banking, issued a memorandum stating that it will take no action position concerning the requirement that an office be located in a "state" as defined by Conn. Gen. Stat. Ann. § 36a-2(64). The memorandum states: "The Department recognizes that Connecticut licenses for offices not located in a "state" have already been issued and, by their terms, are effective through December 31, 2018. Accordingly, pursuant to Section 36a-1-8 of the Regulation of Connecticut State Agencies, this Department takes a no-action position concerning the requirement that any Connecticut activity by the above-referenced licensees be conducted from a "state", as defined in Section 36a-2, for the period of October 1, 2018 to December 31, 2018, when the following condition is present: The entity or individual engaging in business is deemed to have an otherwise valid license for such activity, effective through December 31, 2018, to conduct said business under the controlling statutes prior to the requirement that the licensed activities be conducted from an office located in a "state", as defined in section 36a-2(64) of the Connecticut General Statutes."

<p>DE</p> <p>DELAWARE STATE: LICENSE REQUIRED WILMINGTON, DE: LICENSE REQUIRED</p> <p>Delaware State: Occupations requiring licensing; definitions; fees; exemptions: (a) "Persons" as defined in § 2701 of this title engaged in the occupations listed and defined in this section shall pay annual license taxes at the rates specified below. In addition to the license fee indicated below, each such person shall pay a fee of \$25 for each additional branch or business location...</p> <p>(13) Mercantile or collection agency, \$75. "Mercantile agency" or "collection agency" includes every person operating a business of investigation of financial ratings and credit and/or the collection of commercial accounts for other persons, except attorneys-at-law having a license to practice such profession in this State. Del. Code Ann., tit. 30, § 2301(a), (a)(13) (WESTLAW through 2001 Reg. Session).</p> <p>Editor's Note: The Delaware Division of Revenue interprets the above definition of "collection agency" to include agencies collecting consumer or business debts (or both) for other persons. Statement of Elliott A. Johns, Delaware Division of Revenue (March 5, 2009). This interpretation may change at any time, thus one should verify that this remains the Division's interpretation before relying on it.</p> <p>WILMINGTON, DE: Business includes any and all activities or acts on the part of any person engaged in any trade, occupation, business, profession, pursuit or calling with the object of gain, benefit or advantage, either direct or indirect, within the city.</p> <p>Collectors may have to pay an annual license surtax of 0.384% of their aggregate gross receipts each month. A \$50,000 deduction is allowed. See Del. Code Ann. tit. 6, § 2301(d) (WESTLAW through 2001 Reg. Sess.). BOND: NOT REQUIRED.</p>	<p>Ed. note: Many foreign corporations must become qualified to do business in the state. This involves paying a fee and filing certain documents. See Del. Code Ann. tit. 8 § 371. A foreign corporation is exempt from this requirement, however, "if it secures or collects debts or enforces any rights in property securing the same." Del. Code Ann. tit. 8 § 373(a)(7) (WESTLAW through 2001 Reg. Session) (emphasis added).</p> <p>Wilmington, DE: Exemptions to licensing and/or the licensing fee are provided in Wilmington, Del., Code § 5-34 (Current through Ord. No. 07-048 (July 12, 2007); available at http://www.municode.com/resources/gateway.asp?pid=11715&sid=8 (last visited Apr. 14, 2008)).</p>	<p>State of Delaware Department of Finance Division of Revenue 820 N. French Street Wilmington, DE 19801 Ph: (302) 577-8262 Fax: (302) 577-8662 Toll free phone (Delaware only): 800-292-7826 E-mail address: ejohns@state.de.us</p> <p>Information for collection agencies operating in Delaware: http://revenue.delaware.gov/services/BusinessTax/Step3.shtml</p> <p>Wilmington Licensing City of Wilmington, Delaware Department of Finance Wage/Business License Division 800 N. French St. Wilmington, Delaware 19801-3537 Ph: (302) 576-2415 Website: http://www.ci.wilmington.de.us/</p> <p>Certificate of Authority Information: State of Delaware Division of Corporations P.O. Box 898 Dover, DE 19903 Physical Address: 401 Federal Street, Suite 4, Dover, DE 19901 Ph: (302) 739-3073 Fax: (302) 739-3812 E-mail: DOSDOC_WEB@state.de.us Website: http://www.state.de.us/corp/default.shtml</p>
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DC

LICENSE: REQUIRED.

(a) A General Business License shall be required for all businesses engaging in any business transaction in the District that have a business tax identification number and who are not otherwise required to obtain an endorsement under a license endorsement category under this chapter. A biennial fee of \$200 shall be charged for the General Business License. D.C. Code Ann. § 47-2851.03d (WESTLAW through December 1, 2008).

Editor's Note: The Department of Consumer & Regulatory Affairs (DCRA) has stated the D.C. licensing requirement applies to collection agencies. The DCRA also provided informal guidance on out-of-district collection agencies, stating, "If [a] collection agency located outside DC has no clients in DC, a General Business License is not required. However, if a collection agency located outside DC has clients in DC, a General Business License is required."

FEES: Application Fee: \$70 Endorsement Fee: \$25
D.C. Code Ann. § 47-2851.08 (WESTLAW through December 1, 2008).

BOND: NOT REQUIRED.

For more information regarding whether a Certificate Authority is required, please see D.C. Code Ann. § 29-101.99 and contact the Government of the District of Columbia, 441 Fourth Street, N.W., Washington, D.C. 20001, (202) 727-1000.

Editor's Note: The D.C. Department of Consumer and Regulatory Affairs provided informal guidance stating a certificate of authority (for a for-profit corporation) or a certificate of registration (for a limited liability company) is required in most instances for credit and collection companies. A foreign entity is required to register if it fits the definition of "business or conducting affairs," which is defined as "any activity which is systematic, continuous, and regular in order, which pays, or is subject to the payment of, taxes on earnings, or which qualifies for tax-exempt status under District law." A foreign entity would be exempt from this rule if the entity is "conducting an isolated transaction that is completed within 30 days and that is not one in the course of repeated transactions of a like nature."

Continued Below:

(a) A license or permit issued by the District which is valid on the effective date of this subchapter need not be registered under the basic business license system until the renewal or expiration date of that license or permit under the law in effect prior to the effective date of this subchapter, unless it has been otherwise revoked or suspended. D.C. Code Ann. § 47-2851.15 (WESTLAW through December 1, 2008).

Editor's Note: According to the Department of Consumer & Regulatory Affairs (DCRA), businesses with a business tax identification number will be required to obtain a license in nearly all cases. However, having a current or professional license in the D.C. area may qualify an agency to be exempt from licensure. A collection agency may want to contact the DCRA for further information on such exemptions.
Department of Consumer and Regulatory Affairs, Business

D.C. Information Continued Below

Business Regulation Administration, Corporations Division
1100 4th Street SW,
Washington, DC 20024
Ph: (202) 442-4432
E-mail: dcra@dc.gov
Website:
<http://dc.gov/page/doing-business-in-dc>

Certificate of Authority Information

Regulation Administration, Corporations Division
1100 4th Street SW,
Washington, DC 20024
Ph: (202) 442-4432
Fax: (202) 442-9445
E-mail: customerservice.dkra@dc.gov
Website: <http://dcra.dc.gov/> and <https://dcra.dc.gov/page/register-non-dc-organizations-1>
See also:
D.C. Code Ann. § 29-101.99

DC
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Student Loan Services

Editor's Note: Student loan servicers located within or outside the District and borrower are required to be licensed as a student loan servicer. The law became effective Feb. 18, 2017, but the Act directs the Commissioner to issue rules to implement the Act's Ombudsman and licensing provisions within 180 days of the Feb. 18 effective date (Aug. 17, 2017). "Student loan servicing" is broadly defined as "the process of collecting payments and interest and performing other administrative tasks associated with maintaining a student education loan."

The term "student loan servicing" includes:

- (A) Receiving any scheduled periodic payments from a student loan borrower or notification of payments;
 - (B) Applying payments to the student loan borrower's account pursuant to the terms of the student education loan or contract governing the servicing;
 - (C) Maintaining account records for the student education loan during a period when no payment is required on the loan; and
 - (D) Communicating with the student loan borrower regarding the student education loan; and having other interactions to assist a student loan borrower, including activities to help prevent default on obligations arising from a student education loan.
- "Student education loan" means a loan obtained for personal use to finance education or other school-related expenses.
- "Student loan borrower" means a resident of the District of Columbia who has received or agreed to pay a student education loan, or a person who shares legal responsibility with such a resident for the repayment of a student education loan.

For more information, review the text of Act at:

<http://lms.dccouncil.us/Download/36411/B21-0877-SignedAct.pdf> or see D.C. Law II-268; D.C. Official Code § 31-101 et seq.

<p>FL</p>	<p>LICENSE/REGISTRATION: REQUIRED</p> <p>STATE FEES: License/Registration--\$200; Investigation--\$50; Renewal--\$200.</p> <p>BOND: NOT REQUIRED FOR CONSUMER COLLECTIONS; \$50,000 FOR COMMERCIAL COLLECTIONS.</p> <p>PENALTIES: Fine not to exceed \$1,000 plus attorney fees and court costs.</p>	<p>Out-of-state consumer collection agencies are exempt from licensing/registration requirements if they:</p> <ol style="list-style-type: none"> 1. are collecting debts by means of interstate communications (telephone, fax or mail); and 2. do not solicit consumer debt accounts from a creditor who has business presence in the state. <p>Fla. Stat. Ann. § 559.553(3)(h) (West, WESTLAW through Ch. 339 & S.J.R. 2D of the 2007 Sp. D Sess. of the 20th Leg.); Fla. Stat. Ann. § 559.55(11) (West, WESTLAW through Ch. 339 & S.J.R. 2D of the 2007 Sp. D Sess. of the 20th Leg.).</p> <p>Licensing/Registration is not required of any out-of-state consumer collection agency that does not solicit accounts from creditors with a business presence in the state. <i>Id.</i></p>	<p>Licensing/Registration Authority: Department of Financial Services Office of Financial Institutions 200 E. Gaines Street Tallahassee, FL 32399-0375 Ph: (850) 410-9895 Fax: (850) 410-9748 E-mail: electronic_licensing@mail.dbf.state.fl.us</p> <p>Website: http://www.flofr.com/licensing/licensing-n.htm</p> <p>Consumer and Commercial Collectors Website to: http://www.flofr.com/StaticPages/DivisionOfConsumerFinance.htm</p> <p>Certificate of Authority Information: Registration Section Division of Corporations P.O. Box 6327 Tallahassee, FL 32314 Ph: (850) 245-6050 E-mail: corphelp@dos.state.fl.us</p> <p>Website: http://www.dos.state.fl.us/</p>
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<p>GA</p>	<p>BOND: PERHAPS. Please see Ga. Code Ann. § 10-6-100 (WESTLAW through 2002 Reg. Session of the General Assembly) and check with the Secretary of State.</p>	<p>A foreign corporation that is in the business of securing or collecting debts or enforcing rights in property securing the same, does not need to obtain a certificate of authority in order to transact business in the state of Georgia. Ga. Code Ann. § 14-2-1501(a) and (b)(8) (WESTLAW through 2002 Reg. Session of the General Assembly).</p>	<p><u>Licensing Information:</u> N/A</p> <p><u>Certificate of Authority Information:</u> Secretary of State Corporations Section Address: 2 Martin Luther King Jr. Dr. SE, Suite 313 West Tower, Atlanta, Georgia 30334 Ph: (404) 656-2817 Fax: (404) 657-2248 E-mail: sosweb@sos.state.ga.us Website: http://sos.ga.gov/index.php/corporations</p>
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<p>HI</p> <p>REGISTRATION: REQUIRED</p> <p>BOND: \$25,000 MAIN OFFICE, \$15,000 FOR EACH ADDITIONAL OFFICE.</p> <p>STATE FEES: Certificate of Exemption Application -- \$25; Registration \$120-\$215 (Determined by Professional and Vocational Licensing Division)</p> <p>PENALTIES: For individuals - not more than \$500 fine; for others - not more than \$1,000 fine.</p> <p>TRUST ACCOUNT: REQUIRED.</p> <p>RESIDENT OFFICE: REQUIRED. A collection agency shall have and maintain a regular active business office in the State for the purpose of conducting collection agency business. The business office shall be open to the public during reasonable business hours. Haw. Rev. Stat. Ann. § 443B-6(a) (West, WESTLAW through 2001 Third Special Session of the Twenty-First Legislature).</p>	<p>Out-of-state collection agencies may apply for designation as an exempt out-of-state agency, and must</p> <p>(1) Not have any employees/agents in HI who engage in debt collection for another person;</p> <p>(2) Not have any business location/office in HI that engages in collection activity;</p> <p>(3) Hold a current, unrestricted, and unconditional license/permit/registration as a collection agency in the reciprocal state;</p> <p>(4) Limit collection activity to the collection of debts from HI residents on behalf of out-of-state clients through interstate communication (telephone, mail, facsimile, or electronic mail); and</p> <p>(5) Not collect on behalf of creditors who have a business presence in Hawaii.</p> <p>Haw. Rev. Stat. Ann. § 443B-3.5(a)-(b) (West, WESTLAW through Act 235 of the 2011 Reg. Sess.).</p>	<p>Licensing Information: Sandra Matsushima Exec. Officer DCCA – PVL Attn: COLA P.O. Box 3469 Honolulu, HI 96801 Ph: (808) 586-2694 3000 Fax: (808) 586-2874 E-mail: collection@dcca.hawaii.gov Website: http://cca.hawaii.gov/pvl/</p> <p>Certificate of Authority Information: State of Hawaii Department of Commerce and Consumer Affairs Business Registration P.O. Box 40 Honolulu, HI 96810 Phone: (808) 586-2727 Fax: (808) 586-2733 E-mail: breg@dcca.hawaii.gov Website: http://cca.hawaii.gov/breg/</p>
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<p>ID</p> <p>LICENSE: REQUIRED</p> <p>BOND: \$15,000</p> <p>A bond shall be executed to the state of Idaho in the sum of \$15,000 or upon renewal in such larger sum as hereinafter provided.</p> <p>Upon renewal, the collection agency shall supply the director with a statement of the preceding year's net collections. The amount of the bond upon renewal shall be in the amount of \$15,000, or two (2) times the average monthly net collections for the preceding year computed to the next highest \$1,000, whichever sum is greater, up to a maximum of \$100,000.</p> <p>See Idaho Code Ann. § 26-2232 (West, WESTLAW through H.B. 451, 59th Leg., Reg. Sess. (Idaho 2008)) for more information.</p> <p>STATE FEES: Annual license--\$150; Examination--\$50; Solicitor License--\$20. Idaho Code §§ 26-2224(11), -2231, -2234(4), 26-2240 (West, WESTLAW through H.B. 451, 59th Leg., Reg. Sess. (Idaho 2008)).</p> <p>PENALTIES: Felony. Fine up to \$5,000, 5 years in prison or both. Idaho Code Ann. § 26-2238 (West, WESTLAW through H.B. 451, 59th Leg., Reg. Sess. (Idaho 2008)).</p> <p>Editor's Note: Idaho Department of Finance uses the Nationwide Mortgage Licensing System and Registry (NMLS) to manage debt collection licenses. Use of the system in Idaho is optional. To learn more, members can access the NMLS website at: http://mortgage.nationwidelicensingsystem.org/slr/Pages/DynamicLicense.aspx?StateID=ID (Last visited on April 26, 2017).</p> <p>Editor's Note: The Idaho Department of Finance requires users of the NMLS licensing process to use Electronic Surety Bonds (ESB) as of March 15, 2017. If you choose to use NMLS to manage your license, you must to use ESB to manage your surety bond. If you choose not to use NMLS, you cannot use ESB. To learn more visit: http://mortgage.nationwidelicensingsystem.org/Pages/esbt.aspx (last visited on April 26, 2017).</p>	<p>Persons licensed to practice law in this state, to the extent that they are retained by their clients to engage in activities authorized by this act, and such activities are incidental to the practice of law. Such exemption shall not apply to an attorney engaged in a separate business conducting the activities authorized by this act. Idaho Code Ann. § 26-2239(1) (West, WESTLAW through H.B. 451, 59th Leg., Reg. Sess. (Idaho 2008))</p> <p>Also, lenders, banks, real estate agents and many others are exempt from the licensing requirements. See Idaho Code Ann. § 26-2239 (West, WESTLAW through H.B. 451, 59th Leg., Reg. Sess. (Idaho 2008))</p>	<p>Licensing Information: Mike Larsen Consumer Finance Bureau Chief Idaho Credit Code Section Department of Finance 800 Park Blvd, Suite 200 Boise, ID 83712 Ph: (208) 332-8000 Forms: (208) 332-8002 Toll free (Idaho only): (888) 346-3378 Fax: (208) 332-8097 E-mail: finance@finance.idaho.gov Website: http://finance.idaho.gov/</p> <p>Certificate of Authority Information: Office of the Secretary of State 11341 West Chinden Blvd. STE A300 Boise, ID 83714 Phone: (208) 334-2301 Fax: (208) 334-2847 Email: sosinfo@sos.idaho.gov Website: https://sos.idaho.gov/business-services-resources/</p>
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<p>IL</p> <p>LICENSE: REQUIRED BOND: \$25,000</p> <p>(b) With respect to its activities as a debt buyer in pursuing the collection of accounts it owns, a debt buyer shall be subject to all of the terms, conditions, and requirements of this Act, except that a debt buyer shall not be required to (i) file and maintain in force a surety bond under Section 8 of this Act. 225 Ill. Comp. Stat. 425/8.6(b)(i).</p> <p>STATE FEES: The following fees shall be paid to the Department and are not refundable: Application fee for a certificate of registration: \$750 Renewal of a certificate of registration: \$750 for a 3-year renewal Branch office registration fee: \$250 Branch office renewal fee: \$150 for a 3-year renewal Restoration of a license fee: \$50 plus payment of all lapsed renewal fees Fee for duplicate, replacement or new certificate with a change in name or address (other than when renewed): \$20 Certification of registrant's record (any purpose): \$20 Roster of registered collection agencies: Actual cost of production Registration on a wall certificate: Actual cost of production. Ill. Admin. Code tit. 68, § 1210.237 (WESTLAW through Aug. 9, 2002). Editor's Note: According to 805 ILCS 185/12, the name of each professional limited liability company or foreign professional limited liability company organized, existing, or subject to the provisions of this Act shall contain the terms "professional limited liability company", "P.L.L.C.", or "PLLC".</p> <p>TRUST ACCOUNT: REQUIRED. (b) With respect to its activities as a debt buyer in pursuing the collection of accounts it owns, a debt buyer shall be subject to all of the terms, conditions, and requirements of this Act, except that a debt buyer shall not be required to (ii) maintain a trust account under Section 8c of this Act. 225 Ill. Comp. Stat. 425/8.6(b)(ii). Editor's Note: Recent 2015 amendments to the state's definition of "debtor" clarify that the Illinois Collection Agency Act applies to both consumer and commercial collection (see 225 Ill. Comp. Stat. 425/2 (2015)). Information continued below</p>	<p>No collection agency shall be required to be licensed if the agency's activities in this State are limited to collecting debts from debtors located in this State by means of interstate communication, including telephone, mail, or facsimile transmission, electronic mail, or any other Internet communication from the agency's location in another state provided they are licensed in that state and these same privileges are permitted in that licensed state to agencies licensed in Illinois. 225 Ill. Comp. Stat. 425/4 (West, WESTLAW through P.A. 99-113 of the 2015 Reg. Sess.).</p> <p>Continued below</p> <p>Effective Dec. 31, 2018 STUDENT LOAN SERVICING LICENSE</p>	<p>Licensing Information: Jim Koehl, Board Liaison Department of Financial and Professional Regulation, Attn: Division of Professional Regulation 320 W. Washington, 4th Floor Springfield, IL 62786 Ph: (800) 560-6420 (applicant information) and (217) 785-0820 (licensee information). Fax: (217) 782-7645 Email: mailto:prf@idfpr.com http://www.idfpr.com/profs/Email/prfGrp04.asp Website: http://www.idfpr.com/profs/collectio ns.asp</p> <p>Certificate Of Authority Information: Jesse White Secretary of State Department of Business Services 501 S. Second Street, Room 350 Springfield, IL 62756 Ph: (217) 782-6875. Additional Contact: Barbara Vincent. Additional information can be found on the Internet at: http://www.cyberdriveillinois.com/departments/business_services/home.html</p> <p>City of Chicago Licensing Authority: Department of Business Affairs and Consumer Protection (BACP) City Hall, 121 N. LaSalle St., Rm. 800 Chicago, Illinois, 60602</p> <p>Continued below</p>
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CITY of CHICAGO – LICENSE: REQUIRED
Business activities requiring a regulated business license under this chapter shall include the following: (15) debt collectors.
Chicago, IL, Municipal Code § 4-6-010(15)
City Fees - \$250 for a two year period for each location.
Application information:
https://www.cityofchicago.org/content/dam/city/depts/bacp/Small%20Business%20Center/sbcfactsheets/Debt_Collectors_Fact%20Sheet_11_19_13.pdf

(b) The provisions of this Act do not apply to any of the following: (7) any collection agency licensed under the Collection Agency Act that is collecting post-default debt (10) a law firm or licensed attorney that is collecting post-default debt.

S.B. 1351 (Ill. 2017) 110 Ill. Comp. Stat. Ann. 992/1-5 (West, WESTLAW through P.A. 100-647 of the 2018 Reg. Sess.).

Ph: (312) 744-6249
Fax: No fax number available
Email: businesslicense@cityofchicago.org
Website: <http://www.cityofchicago.org/city/en/depts/bacp.html>

IN

LICENSE: REQUIRED TO SOLICIT.

BOND: \$5,000

STATE FEES: \$100 plus \$30 for each branch office.

TRUST ACCOUNT: REQUIRED.

PENALTIES: Class B misdemeanor.

A non-resident collection agency that has no in-state clients and collects only by interstate means (i.e. phone, mail, facsimile) is not required to be licensed. (West, WESTLAW through the 2007 Public Laws approved and effective through April 27, 2007 through End of 2001 1st Reg. Session).

The Secretary of State shall issue a license to any person who holds and presents with the application a valid and subsisting license to operate a collection agency issued by another state or state agency if:

(1) the requirements for the securing of such license, were, at the time of issuance, substantially the same or equal to the requirements imposed by this chapter [chapter 1: Licensing of Collection Agencies By Secretary of State] ;

(2) the state concerned extends Reciprocity under similar circumstances to licensed collection agencies of this state; and

(3) the application is accompanied by the fees and financial bonding requirements as provided in this chapter. Ind. Code Ann. § 25-11-1-5(b) (West, WESTLAW through End of 2001 1st Reg. Session).

Licensing Information:

Deputy Commissioner of Collection Agencies
Securities Division
Office of the Secretary of State
302 W. Washington St., Room E 111
Indianapolis, IN 46204
Ph: (317) 232-6690

(317) 232-0093

Fax: (317) 233-3675

(317) 233-3675

E-mail: CaAnderson@sos.IN.gov

Website:

<http://www.in.gov/sos/securities/2808.htm>

Certificate of Authority Information:

Connie Lawson

Secretary of State

Corporations Division

302 W. Washington St.

Room E018

Indianapolis, IN 46204

Ph: (317) 232-6581

Website: <http://www.in.gov/sos/>

<p>IA</p> <p>REGISTRATION: REQUIRED IN SOME CIRCUMSTANCES</p> <p>Registration is required if a debt collector collects more than the threshold amount in the preceding calendar year, or if the total collected during the current calendar year exceeds \$25,000.</p> <p>Iowa Code Ann. §§ 537.6201(2) and 537.6202 (West, WESTLAW through legislation signed as of 4/4/2014 from the 2014 Reg. Sess.); Iowa Admin. Code r. 61-22.2(b) (WESTLAW through Sept. 18, 2002); Iowa Admin. Code r. 61-22.4(1) (WESTLAW through Sept. 18, 2002).</p> <p>Please visit Iowa's Department of Justice, Office of the Attorney General Web site at https://www.iowaattorneygeneral.gov/businesses/debt-collector-notification/ to obtain the required notification forms.</p> <p>Editor's Note: The current "threshold amount" defined in 12 C.F.R. § 226.3(b) is \$25,000 (last reviewed on April 11, 2014).</p> <p>Editor's Note: Iowa's Department of Justice has offered informal guidance stating the \$25,000 parameter, as seen in the aforementioned statute, includes all amounts collected in the U.S.</p> <p>STATE FEES: \$40 \$50, if collections exceed \$25,000.</p> <p>BOND: Not required.</p>	<p>1. The law of the jurisdiction of formation of a foreign corporation governs all of the following:</p> <p>a. The internal affairs of the foreign corporation.</p> <p>b. The interest holder liability of its shareholders.</p> <p>2. A foreign corporation is not precluded from registering to do business in this state because of any difference between the law of the foreign corporation's jurisdiction of formation and the law of this state.</p> <p>3. Registration of a foreign corporation to do business in this state does not permit the foreign corporation to engage in any business or affairs or exercise any power that a domestic corporation cannot lawfully engage in or exercise in this state.</p> <p>Iowa Code Ann. §§ 490.1501(1), (2)(h) (West, WESTLAW through end of 2021 Legis. Service).</p>	<p>Iowa Attorney General, Uniform Consumer Credit Code 1305 E. Walnut Street Hoover Building, Second Floor Des Moines, IA 50319 Ph: (515) 281-5926 Fax: (515) 281-6771 E-mail: consumer@ag.state.ia.us</p> <p>Website: https://www.iowaattorneygeneral.gov/</p> <p>Certificate Of Authority Information: Secretary of State Corporations Division Lucas Building, 1st Floor, 321 E 12th St Des Moines, IA 50319 Ph: (515) 281-5204 Fax: (515) 242-5953</p> <p>Website: http://www.sos.state.ia.us/business/feesched/profcorpform.html.</p>
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KS

NO LICENSING REQUIREMENTS ALTHOUGH REGISTRATION IS REQUIRED

Before doing business in the state of Kansas, a foreign covered entity shall register with the secretary of state. In order to register, a foreign covered entity shall submit to the secretary of state, together with payment of a fee if authorized by law, as provided by K.S.A. 17-7910, and amendments thereto, an original copy executed by a governor, of an application for registration as a foreign covered entity...H.B. 2721 codified at Kan. Stat. Ann. § 17-7931 (West, WESTLAW through laws enacted during the 2015 Reg. Sess.)

BOND: NOT REQUIRED.

Supervised Loans

Editor's Note: The Kansas Consumer and Mortgage Lending Division clarified that a license for supervised loans is required for "entities that acquire/purchase/buy consumer debt and directly or indirectly collect or enforce rights on the debt, if the debt is considered a "supervised loan" pursuant to the Kansas Uniform Consumer Credit Code ("UCCC"), K.S.A. 16a-1-101 et seq. Such entities must hold a supervised loan license, pay fees, obtain a surety bond, and file a credit notification to the OSBC."
See: Kan. Stat. Ann. § 16a-2-301(1).

Not applicable.

Registration Authority:

Secretary of State
First Floor, Memorial Hall
120 SW 10th Ave.
Topeka, KS 66612-1594
Ph: (785) 296-4564
Fax: (785) 296-4570

Website: <http://www.sos.ks.gov/>

Certificate of Authority Information

Kris W. Kobach
Kansas Secretary of State
First Floor, Memorial Hall
120 SW 10th Ave.
Topeka, KS 66612-1594
Ph: (785) 296-4564
Fax: (785) 296-4570

Additional certificate of authority information can be found at:

<http://www.kssos.org/business/business.html>

<p><u>KY</u></p>	<p>NO LICENSE REQUIRED. BOND: NOT REQUIRED.</p>	<p>Not applicable. http://www.sos.ky.gov/bus/Pages/default.aspx</p>	<p><u>Licensing Information:</u> N/A/</p> <p><u>Certificate of Authority Information:</u> Secretary of State 700 Capital Avenue Room 154, State Capitol Frankfort, KY 40601 Ph: (502) 564-3490 Fax: (502) 564-5687</p> <p>Website: http://sos.ky.gov/Pages/default.aspx or http://www.sos.ky.gov/bus/Pages/default.aspx</p>
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<p>LA</p> <p>LICENSE: EFFECTIVE JUNE 22, 2006, LOUISIANA REQUIRES COLLECTION WITH THE SECRETARY OF STATE PRIOR TO CONDUCTING COLLECTION ACTIVITIES IN THAT STATE.</p> <p><i>Editor's Note: Based on informal guidance from the Louisiana Secretary of State's Office, out-of-state collection agencies no longer need to obtain a certificate of authority to collect debts in Louisiana. However, out-of-state agencies still need to obtain the proper registration pursuant to La. Rev. Stat. Ann. § 9:3534.1.</i></p>	<p>Not applicable.</p>	<p>Further Information: Regulatory Authority: Louisiana Secretary of State P.O. Box 94125 Baton Rouge, LA 70804-9125 Ph: (225) 925-4704 Fax: (225) 925-4726 E-mail: commercial@sos.louisiana.gov</p> <p>Website: http://www.sos.la.gov/BusinessServices/FileBusinessDocuments/Pages/default.aspx</p> <p>Office of Financial Institutions: http://www.ofi.state.la.us/</p> <p>Certificate Of Authority Information: Commercial Division P.O. Box 94125 Baton Rouge, LA 70804-9125 Ph: (225) 925-4704 Fax: (225) 932-5314 E-mail: commercial@sos.louisiana.gov</p> <p>Website: http://www.sos.la.gov/BusinessServices/Pages/default.aspx</p>
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<p>ME</p> <p>LICENSE: REQUIRED TO SOLICIT OR COLLECT.</p> <p>BOND: \$20,000 ORIGINAL APPLICATION</p> <p>RENEWAL -- \$15,000- \$50,000.</p> <p>STATE FEES: License and Renewal -- \$600. Branch Office--\$300.</p> <p>Applications received after the due date are subject to an additional fee of \$100.</p> <p>Me. Rev. Stat. Ann. 32, § 11031(2) (West, WESTLAW through Ch. 150 of the 2009 First Reg. Sess. of the 124th Leg.).</p> <p>PENALTIES: Class E crime.</p> <p>TRUST ACCOUNT: REQUIRED.</p> <p>In order to solicit accounts, an out-of-state agency must first be licensed by the state. Trust accounts must be maintained for those licensed and account records must be kept for two years.</p>	<p>CONTACT STATE AUTHORITY.</p> <p>Except as provided in this subchapter, no person may conduct the business of a debt collector in this State without a valid license issued by the superintendent. Me. Rev. Stat. tit. 32, § 11031(1) (West, WESTLAW 2017 First Reg. and First Spec. Sess. of the 128th Legis.).</p> <p>http://www.maine.gov/pfr/consumercredit/index.shtml</p> <p>Effective May 7, 2018</p> <p>“Conducting business in this State” means the collection or attempted collection of a debt due another by a debt collector located in this State; the face-to-face solicitation of creditors in this State as clients and the collection or attempted collection of their debts by a debt collector, wherever located; or the collection or attempted collection of debts incurred between a debt <u>debts</u> from a consumer in this State and creditor in this State by a debt collector, wherever located. S.P. 613 (Me. 2018) <i>amending</i> Me. Rev. Stat. Ann. tit. 32 § 11002(2) (West, WESTLAW through 2017 First Reg. and First Spec. Sess. of the 128th Legis.).</p>	<p>Licensing Information:</p> <p>William N. Lund, Superintendent Bureau of Consumer Credit Regulation, State of Maine 35 State House Station , Augusta, ME 04333-0035 william.n.lund@maine.gov Ph: (207) 624-8527 Fax: (207) 582-7699</p> <p>Website: http://www.maine.gov/pfr/consumercredit/licensing.htm</p> <p>Certificate of Authority Information: Corporate Examining Section Secretary of State 101 State House Station Augusta, ME 0433-0101 Ph: (207) 624-7752 Fax: (207) 287-5874</p> <p>Website: http://www.maine.gov/sos/cec/corp/index.html</p>
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<p>MD</p> <p>LICENSE: REQUIRED</p> <p><i>Editor's Note: The Maryland Collection Agency Licensing Board announced collection agencies servicing Maryland mortgage loans must obtain a license under the Maryland Mortgage Lender Law (MMLL). The advisory notice by the Maryland Collection Agency Licensing Board states collection agencies are not exempt from the requirement to obtain the license. Due to this requirement, even businesses already licensed in Maryland as a collection agency may be required to obtain an additional license under the MMLL in order to collect on delinquent mortgage loans. The advisory notice is available at http://www.dllr.state.md.us/finance/advisories/advisory10-09.shtml</i></p> <p><i>Maryland licensing will move to NMLS effective Oct. 1, 2021.</i></p> <p>BOND: \$5,000</p> <p>STATE FEES: Application Fee – In an amount not to exceed \$900, for a two year term.</p> <p><i>Editor's Note: The state of Maryland's Office of the Commissioner of Financial Regulation has stated that, effective Jan. 1, 2014, the state is prorating the two-year term fee (currently \$700 for a two-year term) and fees will continue to be reduced accordingly until Dec. 31, 2015. All new licenses and any renewal licenses will be set to expire/renew on Dec. 31, 2015, at which time agencies will be required to renew.</i></p> <p>PENALTIES: Upon conviction, considered Misdemeanor violation with fine of not more than \$1,000 or imprisonment of not more than six months or both.</p>	<p>The license requirement does not apply to a regular employee of a creditor while the employee is acting under the general direction and control of the creditor to collect a consumer claim that the creditor owns. It also does not apply to a regular employee of a licensed collection agency while the employee is acting within the scope of employment. Md. Code Ann., Bus. Reg. § 7-301 (West, WESTLAW through end of 2002 Reg. Session).</p> <p>Editor's Note: Collection agencies that are exempt from the Maryland Collection Agency Licensing Act may be required to complete the Commissioner of Financial Regulation Business Registration Form located on the Financial Regulation website: www.dllr.state.md.us/finance.</p> <p>Exempt collection agencies should review with their legal counsel the requirements imposed by the Annotated Code of Maryland to determine the need to register with the Office of the Commissioner of Financial Regulation.</p>	<p>Licensing Information: Maryland Collection Agency Licensing Board Commissioner of Financial Regulation 500 N. Calvert St. Suite 402 Baltimore, MD 21202-2272 Ph: (410) 230-6100 Fax: (410) 333-3866 E-mail: DLFRFinReg-DLLR@maryland.gov</p> <p>Website: http://www.dllr.state.md.us/finance/industry/collag.shtml</p> <p>Certificate of Authority Information: State Department Of Assessments And Taxation Charter Division 301 West Preston St. 8th Floor Baltimore, MD 21202 Ph: (410) 767-1340 Fax: (410) 333-7097</p> <p>Website: http://www.dat.state.md.us/sdatweb/charter.html</p>
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MA	<p>LICENSE: REQUIRED FOR EACH LOCATION.</p> <p>BOND: \$25,000</p> <p>STATE FEES: Annual fee: \$1,000 Financial Statement Investigation: \$300 (per initial application) Relocation Investigation: \$200 (per relocation) Mass. Regs. Code tit. 801, § 4.02 (WESTLAW through June 26, 2009, Reg. #11133).</p> <p>PENALTIES: Fine of not more than \$500 or imprisonment of not more than three months, or both.</p> <p>TRUST ACCOUNT: REQUIRED.</p>	Not applicable.	<p>Licensing Information: Collection Agencies & Finance Companies Mass Division of Banks NDIS-Licensing Unit 1000 Washington Street, 10th Floor Boston, Ma 02118 Ph: (617) 956-1500, 1-800-495-2265 (within MA only) TDD: (617) 956-1577 Fax: (617) 956-1597 E-mail: nmls@state.ma.us</p> <p>Website: http://www.mass.gov/ocabr/licensee/licenses/banks-banking/application-forms-banking/apply-for-or-amend-a-license/debt-collectors-loan</p> <p>Certificate of Authority Information: William Francis Galvin Secretary Of The Commonwealth One Ashburton Place Boston, Ma 02108 Ph: (617) 727-9640 Fax: (617) 742-4538 E-mail: corpinfo@sec.state.ma.us</p> <p>Website: http://www.sec.state.ma.us/cor/coridx.htm</p>
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<p>MI</p> <p>LICENSE: REQUIRED TO CONDUCT COLLECTION BUSINESS.</p> <p>Except as otherwise provided in this article, a person shall not operate a collection agency or commence in the business of a collection agency without first applying for and obtaining a license under this article from the department for each place of business. Mich. Comp. Laws Ann. § 339.904(1) (West, WESTLAW through P.A. 2002, No. 100 of the 2002 Reg. Session).</p> <p>BOND: \$5,000 to \$50,000. See Mich. Comp. Laws Ann. § 339.907</p> <p>STATE FEES: Agency Non-Owner Manager Application Fee--\$25; Agency Application Fee--\$100; Exam--\$50; Exam Review Fee--\$20; License Fee for Agency Non-Owner Manager--\$50; Agency License Fee--\$125. Mich. Comp. Laws Ann. § 338.2221 (West, WESTLAW through P.A. 2002, No. 190 of the 2002 Reg. Session)</p> <p>PENALTIES: Fine of not more than \$500 or imprisonment of not more than 90 days or both. Mich. Comp. Laws Ann. § 339.601 (West, WESTLAW through P.A. 2002, No. 100 of the 2002 Reg. Session).</p> <p>TRUST ACCOUNT: REQUIRED. Mich. Comp. Laws Ann. § 339.909 (West, WESTLAW through P.A. 2002, No. 190 of the 2002 Reg. Session).</p>	<p>A person is not subject to the licensing requirements of [Mich. Comp. Laws Ann. § 339.904] subsection (1) if the person's collection activities in this state are limited to interstate communications.</p> <p>This subsection does not exempt a person from other requirements of law that regulate collection practices. Mich. Comp. Laws Ann. § 339.904(2) (West, WESTLAW through P.A. 2003, No. 13).</p>	<p>Licensing Information: Bureau of Commercial Services Collection Practices Board P.O. Box 30018 Lansing, MI 48909 Ph: (517) 241-9288 Fax: (517) 241-9280 E-mail: BCSLIC@michigan.gov</p> <p>Website: http://www.michigan.gov/lara/0,4601,7-154-72600_72602_72731_72863---00.html</p> <p>Certificate of Authority Information: Michigan Department of Licensing and Regulatory Affairs, Bureau of Commercial Services, Corporations Division 2501 Woodlake Circle, Okemos, MI 48864 Ph: (517) 241-6470 Fax: (517) 241-0537</p> <p>Website: http://www.michigan.gov/lara/0,4601,7-154-61343_35413---00.html</p>
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<p>MN</p> <p>LICENSE: REQUIRED.</p> <p>BOND: \$50,000, plus an additional \$5,000 for each \$100,000 received by the collection agency from consumers located in Minnesota during the previous calendar year. The total amount of the bond shall not exceed \$100,000.</p> <p>STATE FEES: License: \$500 Annual renewal: \$400 Initial investigation: Not to exceed \$500 Each collector: \$10 annually Minn. Stat. §§ 332.33(3) and (4) (West, WESTLAW through the 2021 1st Special Session).</p> <p>Editor's Note: The fees listed above are the amounts referenced in the Minnesota statutes; however, the website for the Minnesota Department of Commerce references the fees listed below:</p> <p>Collection Agency License: \$1,050 (includes initial investigation) Branch Office: \$550 Each collector registration and renewal: \$15 annually The costs above are subject to technology fees and processing fees. For more information on the costs of licensure contact the Minnesota Department of Commerce.</p> <p>PENALTIES: Misdemeanor TRUST ACCOUNT: REQUIRED.</p>	<p>CONTACT STATE AUTHORITY. Exemption from licensure A collection agency shall be exempt from the licensing and registration requirements of this chapter if all of the following conditions are met: (1) the agency is located in another state that regulates and licenses collection agencies, but does not require a Minnesota collection agency to obtain a license to collect debts in their state if the agency's collection activities are limited in the same manner; (2) the agency's collection activities are limited to collecting debts not incurred in this state from consumers located in this state; and (3) the agency's collection activities in Minnesota are conducted by means of interstate communications, including telephone, mail, electronic mail, or facsimile transmission. Minn. Stat. § 332.3351 (West, WESTLAW through the 2021 1st Special Session).</p>	<p>Licensing Information: Licensing Unit Minnesota Department of Commerce 85 7th Place E, Suite 500 St. Paul, MN 55101-3165 Ph: toll free -1-800-657-3978 Local: 651-539-1599 Fax: (651) 539-0107 E-mail: licensing.commerce@state.mn.us</p> <p>Website: http://www.mn.gov/commerce/licensees/collections/</p> <p>Certificate of Authority Information: 60 Empire Drive, Suite 100, Retirement Systems of Minnesota Building, St. Paul, MN 55103 Ph: (651) 296-2803 Fax: (651) 297-7067 Email: business.services@state.mn.us</p> <p>Website http://www.sos.state.mn.us/index.aspx?page=1175</p>
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<p><u>MS</u></p>	<p>NO LICENSING REQUIREMENTS. BOND: NOT REQUIRED. STATE FEES: Please see web site listed below for a breakdown of all necessary fees associated with obtaining a Certificate of Authority. Before obtaining a Certificate of Authority, please check with your own attorney and accountant. For more information regarding the circumstances under which a Certificate of Authority is required to pursue collection activity in this state, please see Miss. Code Ann. §§ 79-4-15.01 and 79-4-15.02, and contact the Secretary of State's office. See contact information on far right of this page.</p>	<p>Not under current law.</p>	<p><u>Licensing Information:</u> N/A <u>Certificate of Authority Information:</u> Office of the Mississippi Secretary of State 125 S Congress Street P. O. Box 136, Jackson, MS 39205-0136 Ph: (601) 359-1633 Fax: (601) 359-1607 E-mail: administrator@sos.state.ms.us. Website: http://www.sos.ms.gov/BusinessServices/Pages/default.aspx</p>
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<p><u>MO</u></p>	<p>NO LICENSING REQUIREMENTS. BOND: NOT REQUIRED.</p>	<p>Not applicable.</p>	<p><u>Licensing Information:</u> N/A <u>Certificate of Authority Information:</u> Secretary of State Corporation Division 600 W. Main Room 322 Jefferson City, MO 65101 Ph: (573) 751-4153 or (866) 223-6535 E-mail: corporations@sos.mo.gov Website: http://www.sos.mo.gov/</p>
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<p>MT</p> <p>NO LICENSING REQUIREMENTS SPECIFIC TO DEBT COLLECTION BUT SEE BELOW.</p> <p>BOND: NOT REQUIRED.</p> <p>Consumer Loan Servicers: Editor's Note: The Montana Department of Banking and Financial Institutions released a memorandum regarding the need for servicers of Montana consumer loans to be licensed under the Montana Consumer Loan Act. The Department stated that an entity that acts as a servicer by receiving or accepting payments due pursuant to a Montana consumer loan and either keeping those payments or directing them to another entity must be licensed under the Act. Based on the memorandum, debt collectors that are collecting loans that fall under the Montana Consumer Loan Act may need to obtain a license. The licensing provisions and definitions for the Montana Consumer Loan Act are found under Mont. Code Ann. § 32-5-103 through Mont. Code Ann. § 32-5-409.</p> <p>The memorandum from the Department of banking can be located at: http://banking.mt.gov/Portals/58/Consumer%20Loan/Consumer%20Loan%20Servicer%20Memorandum%20-%202002-23-16.pdf</p> <p>Montana Division of Banking and Financial Institutions licensing for consumer Loans: http://banking.mt.gov/MortgageConsumerFinance/consumerloan#294173828-licensing-</p> <p>More Information is also available on the Nationwide Multistate Licensing System & Registry (NMLS) website: http://mortgage.nationwidelicensingsystem.org/sir/PublishedStateDocuments/MT-Consumer_Loan_License-Company-Description.pdf; and http://mortgage.nationwidelicensingsystem.org/sir/Pages/DynamicLicenses.aspx?StateID=MT</p> <p>Before obtaining a Certificate of Authority, please check with your own attorney and accountant. For more information regarding the circumstances under which a Certificate Authority is required to pursue collection activity in this state, please contact the Secretary of State's office. Please see contact information on far right of this page. In addition, please see Mont. Code Ann. § 35-8-1002 (West, WESTLAW through 2001 Reg. Session of the 57th Legislature).</p>	<p>Not applicable.</p>	<p>Licensing Information: N/A</p> <p>Certificate of Authority Information: Secretary of State Business Services State Capitol, Room 260 1301 6th Ave P.O. Box 202801, Helena, MT 59620-2801 Ph: (406) 444-3665 Fax: (406) 444-3976 E-mail: sos@mt.gov</p> <p>Website: http://sos.mt.gov/Business/</p> <p>Consumer Loan License Authority: Montana Division of Banking 301, South Park, suite 316 Helena, MT, 59601 Ph: (406)841-2920 Fax: (406)841-2930 E-mail banking@mt.gov</p>
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<p>NE</p> <p>LICENSE: REQUIRED. Neb Rev. Stat. Ann. § 45-601 (WESTLAW through End of 2001 First Special Session).</p> <p>BOND: a good and sufficient corporate surety bond in the sum of fifteen thousand dollars for those agencies or foreign corporations having sixteen or more licensed solicitors, ten thousand dollars for any agency having five to fifteen licensed solicitors, and five thousand dollars for any agency having less than five solicitors.</p> <p>Neb Rev. Stat. Ann. § 45-608 (WESTLAW through End of 2001 First Special Session).</p> <p>STATE FEES: Varies, please see Neb. Rev. Stat. § 45-620 and Neb. Col. Agency Licensing Board Rules, Title 434 Ch. 2 § 13 for full description.</p> <p>PENALTIES: Class III misdemeanor.</p> <p>RESIDENT OFFICE: REQUIRED. Neb. Rev. Stat. Ann. § 45-607 (WESTLAW through End of 2001 First Special Session).</p> <p>There is no trust account required, but within forty-five days after the close of each calendar month, a collection agency shall report to and pay to his, her, or its client or customer the net proceeds of all collections made during the preceding calendar month and due to each client or customer. Neb Rev. Stat. Ann. § 45-608 (WESTLAW through End of 2001 First Special Session).</p>	<p>For purposes of the Collection Agency Act: Nothing in the act shall be construed to prohibit a person, firm, corporation, or association regulated as a collection agency in another state and residing in another state from communicating with a debtor in this state. (WESTLAW through the First Reg. Session of the 99th Legis. (2005)).</p>	<p>Licensing Information: John Gale Chairman of Collection Agency Board Secretary of State State Capitol 1445 K St., Room 1301 Lincoln, NE 68509 Ph: (402) 471-8606 Fax: (402) 471-2530 E-Mail: sos.licensing@nebraska.gov</p> <p>Website: http://www.sos.ne.gov/licensing/collection/index.html</p> <p>Certificate Of Authority Information: Secretary Of State State Capital 1445 K St., Room 1301 P. O. Box 94608 Lincoln, NE 68209 Ph: (402) 471-4079 Fax: (402) 471-3666 E-mail: sos.corp@nebraska.gov</p> <p>Website: http://www.sos.state.ne.us</p>
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<p>NV</p> <p>Nevada State LICENSE: REQUIRED. Editor's Note: In addition to a collection agency license or certificate of registration as a foreign collection agency, a State Business License issued by the Nevada Secretary of State may also be required.</p> <p>Carson City LICENSE: REQUIRED Editor's Note: The Carson City Business License Division requires all businesses who conduct business in the city, including those that do not have a physical presence in the city, to be licensed. However, collection agencies without a physical presence in Carson City are encouraged to contact the Carson City Business License Division to fully clarify if an exemption exists for the agency.</p> <p>STATE BOND: \$35,000 (initial). Renewal bond based on amount of agency's average monthly balance in trust account. Req. Bond Amount will vary from \$35,000 to \$60,000. Nev. Rev. Stat. Ann. § 649.105(1).</p> <p>STATE FEES: Application fee: \$500, plus additional expenses incurred for investigation Original license: \$200-\$600 prorated on the basis of licensing year Annual renewal: not more than \$500 Branch office application: not more than \$250 Branch office annual renewal: not more than \$500 Duplicate license or transfer of location: not more than \$20 Manager's certificate or renewal: not more than \$40 Investigation Fee for applicant of Manager's Certificate: not more than \$150 Reinstatement of manager's certificate: not more than \$60 Per-day fee penalty for late renewal application or filing of required report: not more than \$10 Nev. Rev. Stat. 649.295 (WESTLAW through 2005 Reg. Session of the 73rd Leg.).</p> <p>Continued below:</p>	<p>A person is not required to obtain a license if the person holds a certificate of registration as a foreign collector agency issued by the Commissioner pursuant to NRS 649.171. Nev. Rev. Stat. 649.075(2) (WESTLAW current with N.V. A.B. 127(Sec. 7) (2007))</p> <p>1. A person who is not licensed in this State as a collection agency may apply to the Commissioner for a certificate of registration as a foreign collection agency.</p> <p>2. To be issued and to hold a certificate of registration as a foreign collection agency, a person:</p> <p>(a) Must meet the qualifications to do business as a collection agency in their State;</p> <p>(b) Must not have any employees or agents present in this State who engage in the collection of claims and must not maintain any business locations in this State as a collection agency;</p> <p>(c) Must submit proof to the Commissioner, upon application and upon each annual renewal of the certificate of registration, that the person and his employees and agents will not, in this State:</p> <p>(1) Engage in the business of soliciting the right to collect or receive payment for another of any claim;</p> <p>(2) Respond to a bid, proposal or invitation for the right to collect or receive payment for another of any claim, unless the bid, proposal or invitation is for the collection of claims owed by residents of another state; or</p> <p>(3) Advertise or solicit, either in print, by letter, in person or otherwise, the right to collect or receive payment for another of any claim;</p> <p>Continued below:</p>	<p>Licensing Information: Las Vegas Location Nevada Financial Institutions Division, Licensing 1830 College Parkway, Suite 100, Carson City, NV 89706 Phone: (702) 486-4120 Fax: (702) 486-4563 E-mail: fidlicensing@fid.state.nv.us</p> <p>Website: http://fid.nv.gov/Licensing/Information/</p> <p>Carson City Licensing: Carson City Business License Division BRIC/ 108 E. Proctor St., Carson City, NV 89701 Phone: (775) 887-2105 Fax: (775) 887-2202 E-mail: buslic@ci.carson-city.nv.us</p> <p>Website: http://www.carson-city.nv.us/ and http://www.carson.org/government/departments-a-f/community-development/business-license-division</p> <p>Certificate Of Authority Information: Secretary Of State Commercial Recording Division 202 N Carson Street Carson City, NV 89701-4201 Ph: (775) 684-5708 Fax: (775) 684-7138 E-mail: sosmail@sos.nv.gov</p> <p>Website: http://nvsos.gov/index.aspx?page=4</p>
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<p>NV cont'd</p> <p>CARSON CITY FEES: Application Fee: \$25 Commercial Location Fee: \$63.85 Home Based Business: \$63.85 Out of Town Business: \$79.90 Fictitious Firm Name: \$20.00 (If applicable)</p> <p>PENALTIES: Misdemeanor.</p> <p>RESIDENT OFFICE: Nevada no longer requires an in-state office for licensure. Collection agencies may now have an in-state or out-of-state office to satisfy the licensing requirements.</p> <p>TRUST ACCOUNT: REQUIRED.</p>	<p>(d) When collecting claims against debtors who are present in this State, must:</p> <p>(1) Limit his activities and those of his employees and agents to interstate communications by telephone, mail or facsimile;</p> <p>(2) Limit his activities and those of his employees and agents to the collection of claims from residents of this State on behalf of residents of another state; and</p> <p>(3) Comply with the requirements of NRS 649.305 to 649.375, inclusive, with regard to his activities and those of his employees and agents;</p> <p>(e) Must pay:</p> <p>(1) A fee to apply for a certificate of registration of not less than \$200 prorated on the basis of the registration year as determined by the Commissioner; and</p> <p>(2) An annual renewal fee of not more than \$200;</p> <p>(f) Must deposit and maintain a bond or an appropriate substitute for the bond in the same manner as an applicant or licensee pursuant to NRS 649.105, 649.115 and 649.119;</p> <p>(g) Must maintain his accounts, books and records in accordance with generally accepted accounting principles and in accordance with the requirements of subsection 1 of NRS 649.335; and</p> <p>(i) Must pay any fees related to any examination of his accounts, books and records conducted by the Commissioner pursuant to subsection 3. Nev. Rev. Stat. 649.171 (Current with N.V. A.B. 127(Sec. 8) (2007)</p>
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<p>NH</p> <p>LICENSE: REQUIRED for those collecting on small, title and payday loans. See N.H. Rev. Stat. Ann. § 399-A:1(XIV) (West, WESTLAW through laws currently eff. June 30, 2008 through Ch. 181 of the 2008 Reg. Sess.) & N.H. Rev. Stat. Ann. § 399-A:2(I), (IV) (West, WESTLAW through laws currently eff. June 30, 2008 through Ch. 181 of the 2008 Reg. Sess.). No other license specific for collection agencies is required in state law.</p> <p>BOND: NOT REQUIRED.</p>	<p>Exemption for small, title & payday loan licenses: III. This chapter shall not apply to any person lawfully engaged in business as permitted by the laws of this state or of the United States relative to banks, trust companies, insurance companies, savings or building and loan associations, or credit unions, or to loans made by them, or to any other person not within the intent of this chapter as the commissioner may designate by rule or order, nor shall this chapter apply to any person engaged solely in the business of making loans for educational purposes or to the loans made by such persons. N.H. Rev. Stat. Ann. § 399-A:2(III) (West, WESTLAW through laws currently eff. June 30, 2008 through Ch. 181 of the 2008 Reg. Sess.).</p>	<p>Small, Title & Payday Loans Licensing Information: Peter Hildreth New Hampshire Banking Department 53 Regional Drive, Suite 200 Concord, NH 03301 Ph: 603-271-3561 or toll free at 1-800-437-5991 Fax: 603-271-1090 E-mail: Commissioner@Banking.State.NH.US</p> <p>Website: http://www.nh.gov/banking/consumer.html</p> <p>Certificate of Authority Information: Secretary of State Corporation Division 107 N. Main St. Concord, NH 03301 Ph: (603) 271-3246 Fax: (603) 271-6784 E-mail: Corporate@SOS.NH.GOV</p> <p>Website: http://www.state.nh.us/sos/corporate/</p>
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<p><u>NJ</u></p> <p>REGISTRATION: BUSINESS REGISTRATION/CERTIFICATE OF AUTHORITY REQUIRED TO DO BUSINESS IN THE STATE. N.J. Stat. Ann. § 14A:13-11 (WESTLAW through L.2001, c.457) and N.J. Stat. Ann. § 14A:13-3 (WESTLAW through L.2006, c. 18).</p> <p>BOND: \$5,000.</p> <p>STATE FEES: Certificate of authority for a foreign corporation or limited partnership \$125.00 Change of Registered Office or Agency or Both (Also, includes resignation of agent) \$25.00 Foreign corporate name registration \$50.00 <i>Division of Revenue Fee Schedules</i>, New Jersey Business Gateway Services, at http://www.state.nj.us/treasury/revenue/dcr/geninfo/fees_pd.html</p> <p>There shall be paid a filing fee of \$25.00 to the Secretary of State for the filing of each bond. N.J. Stat. Ann. § 45:18-4 (WESTLAW through L.2001, c. 457).</p> <p>For additional business filing fees, please see N.J. Stat. Ann. § 14A:15-2 or ACA's State Licensing/Registration Contact Information and Fees document (SearchPoint #1133).</p> <p>RESIDENT OFFICE: REQUIRED.</p> <p>BRANCH OFFICE: MAY BE REQUIRED.</p> <p>Editor's Note: According to informal guidance from the N.J. Corporate Filing Unit, any location attempting collections in N.J. may be required to file a business registration form.</p> <p>PENALTIES: In addition to any other liabilities imposed by law, a foreign corporation which transacts business in this State without a certificate of authority shall forfeit to the State a penalty of not less than \$200.00, nor more than \$1,000.00 for each calendar year, not more than 5 years prior thereto, in which it shall have transacted business in this State without a certificate of authority. N.J. Stat. Ann. § 14A:13-11(3) (WESTLAW through L.2001, c. 457).</p> <p>Information for New Jersey Continued Below</p>	<p>Not under current law.</p>	<p>Business Registration: State of New Jersey Division of Revenue, Client Registration P.O. Box 252, Trenton, NJ 08646-0252 Ph: (609) 292-9292 Fax: (609) 292-4291 Web site: http://www.state.nj.us/treasury/revenue/taxreg.shtml or http://www.state.nj.us/treasury/revenue/</p> <p>Tax registration: Ph: (609) 292-9292 Website: http://www.state.nj.us/treasury/revenue/taxreg.shtml or http://www.state.nj.us/treasury/revenue/</p> <p>Bonding Information: Attn: Collection Agency Bond New Jersey Department of the Treasury Division of Revenue Notary Section Attn: Annette PO Box 453, Trenton, NJ 08646 Ph: (609) 633-8258 Website: http://www.state.nj.us/treasury/revenue/filecollagbond.shtml</p> <p>Editor's Note: Include a cover letter with the bond advising that the Public Records Filing and Registration form have been sent to the appropriate place for filing.</p> <p>Certificate of Authority Information: New Jersey Department of the Treasury Division of Revenue/Corporate Filing Unit P.O. Box 308, Trenton, NJ 08646-0252 Ph: (609) 292-9292 Fax: (609) 292-7962 Website : http://www.nj.gov/njbusiness/</p>
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Student Loan Servicer License Requirement
Editor's Note: In 2019, New Jersey enacted S.B. 1149, which requires licensing of Student Loan Servicers. Based on the definitions below, debt collectors servicing student loans in New Jersey may need to obtain the license. Below are definitions from the Bill and the section requiring the license. The law requires a license fee, investigation fee, and bond. For more information, debt collectors can review the full text of S.B. 1149 at: https://www.njleg.state.nj.us/2018/Bills/S1500/1149_R1.HTM (last visited on Aug. 29, 2019).

Effective Date: Nov. 27, 2019, provided that the Commissioner of Banking and Insurance may take any anticipatory actions necessary to implement the provisions of this act.

Definitions:

"Servicing" means:
a. receiving any scheduled periodic payments from a student loan borrower or notification of such payments, and applying payments to the borrower's account pursuant to the terms of the student education loan or the contract governing the servicing of the loan;
b. during a period when no payment is required on the student education loan, maintaining account records for the loan and communicating with the student loan borrower regarding the loan, on behalf of the holder of the loan;
or
c. interacting with a student loan borrower to facilitate the loan servicing as described in this definition, including activities to help prevent loan default on obligations arising from a student education loan.

"Student education loan" means a loan that is extended to a student loan borrower expressly to finance postsecondary education expenses or other school-related expenses and shall not include open-end credit or any loan secured by real property.
"Student loan borrower" means any resident of this State who has received or agreed to pay a student education loan; or any person who shares responsibility with a resident for repaying a student education loan.
"Student loan servicer" means any person, wherever located, responsible for the servicing of any student education loan to any student loan borrower.
N.J. Stat. Ann. § 17:16ZZ-1 (West, WESTLAW through the 2019 Reg. Sess.).

NM

LICENSE: REQUIRED.

BOND: \$5,000 minimum.

STATE FEES: Original Collection Agency or Branch Office License--\$500; Renewal Fee--\$300; Temporary Agency License--\$35.

PENALTIES: Misdemeanor.

RESIDENT OFFICE: Required.

TRUST ACCOUNT: Required for resident agencies.

Editor's Note: The New Mexico Department of Financial Institutions (NMDFI) announced that it is moving its licensing and renewal process to the Nationwide Mortgage Licensing System and Registry (NMLS). The NMDFI has stated that collections and reposessor license renewals must be submitted no later than May 31, 2020. The NMDFI has also noted that due to the 2019 legislative changes affecting collections licensing, for the 2020 renewal period only, all original and renewal collections agency, manager, and branch licenses will be valid for six months instead of twelve. For more detailed information on the move to NMLS, please review the information provided by the NMDFI at: http://www.rld.state.nm.us/financialinstitutions/Collection_Agency_s_Managers_and_Reposessors_Forms_and_Applications.aspx (Last visited on Mar. 30, 2020).

No person shall be considered to be engaged in collection activity within New Mexico if that person's activities regarding this state are limited to collecting debts not incurred in New Mexico from debtors located in New Mexico by means of interstate communications, including telephone, mail or facsimile transmission, from the person's location in another state. N.M. Stat. Ann. § 61-18A-5(C) (WESTLAW through 2002 2nd Reg. Session of the 45th Leg.).

Licensing Information:

Director, Financial Institutions Division
Regulation and Licensing Department
2550 Cerrillos Road
Santa Fe, NM 87505
Ph: (505) 476-4885
Fax: (505) 476-4670

Website:

<http://www.rld.state.nm.us/financialinstitutions/default.aspx>
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Certificate of Authority Information:

New Mexico Secretary of State
Corporations Bureau
325 Don Gaspar, Suite 300, Santa Fe, NM 87501
Ph: (505) 827-4508
Fax: (505) 827-4387
Toll Free: 800-477-3632
E-mail: SONM.Corporations@state.nm.us

Website:

http://www.sos.state.nm.us/Business_Services/Contact_Us.aspx

<p>NY</p> <p><u>NEW YORK STATE: NO LICENSE REQUIRED</u></p> <p><u>Editor's Note: The New York Department of Financial Services (DFS) now requires certain student loan servicers to be licensed in order to collect from New York residents. On April 1, 2019, New York enacted Article 14-A (starting on page 72 at the link below this editor's note) governing servicers of student loans owed by residents of New York. Article 14-A requires licensure for non-exempt student loan servicers and requires exempt student loan servicers to notify the superintendent of their servicing activity in compliance with other sections detailed in Article 14-A. The DFS has not determined the licensing fee or released an application for the license at the time of this publication, but ACA International will notify members when the application becomes available. Article 14-A becomes effective September 28, 2019.</u></p> <p><u>Under Article 14-A, "servicer" or "student loan servicer" shall mean a person engaged in the business of servicing student loans owed by one or more borrowers residing in this state.</u></p> <p><u>7. "Servicing" shall mean:</u></p> <p><u>(a) receiving any payment from a borrower pursuant to the terms of any student loan;</u></p> <p><u>(b) applying any payment to the borrower's account pursuant to the terms of a student loan or the contract governing the servicing of any such loans;</u></p> <p><u>(c) providing any notification of amounts owed on a student loan by or on account of any borrower in conjunction with performing such activities as described in paragraphs (a), (b), or (d) of this subdivision;</u></p> <p><u>(d) during a period where a borrower is not required to make a payment on a student loan, maintaining account records for the student loan and communicating with the borrower regarding the student loan on behalf of the owner of the student loan promissory note;</u></p> <p><u>(e) interacting with a borrower with respect to or regarding any attempt to avoid default on the borrower's student loan, or facilitating the activities described in paragraph (a) or (b) of this subdivision in conjunction with performing such activities as described in paragraphs (a), (b), or (d) of this subdivision; or</u></p> <p><u>(f) performing other administrative services with respect to a borrower's student loan in conjunction with performing such activities as described in paragraphs (a), (b), or (d) of this subdivision.</u></p> <p><u>4. "Exempt organization" shall mean any banking organization, foreign banking corporation, national bank, federal savings association, federal credit union, or any bank, trust company, savings bank, savings and loan association, or credit union organized under the laws of any other state, any public postsecondary educational institution or private nonprofit postsecondary educational institution or any person licensed or supervised by the department and exempted by the superintendent pursuant to regulations promulgated in accordance with this article.</u></p> <p><u>For more information, review Article 14 starting at page 72 of the following link: https://www.budget.ny.gov/pubs/archive/fy20/exec/artvii/led-artvii.pdf (last reviewed on Apr. 24, 2019).</u></p> <p>Information continued on next page</p>	<p>New York City: The term [debt collection agency] does not include: (1) any officer of employee of a creditor while, in the name of the creditor, collecting debts for such creditor; (2) any officer or employee of a debt collection agency; (3) any person while acting as a debt collection agency for another person, both of whom are related by common ownership or affiliated by corporate control, if the person acting as a debt collection agency does so only for persons to whom it is so related or affiliated and if the principal business of such person is not the collection of debts; (4) any person while serving or attempting to serve legal process on any other person in connection with the judicial enforcement of any debt; (5) any attorney-at-law collecting a debt as an attorney on behalf of and in the name of a client; (6) any person employed by a utility regulated under the provisions of the public service law, acting for such utility; (7) any person collecting or attempting to collect any debt owed or due or asserted to be owed or due another to the extent such activity (i) is incidental to a bona fide fiduciary obligation or a bona fide escrow agreement; (ii) concerns a debt which was originated by such person; (iii) concerns a debt which was not in default at the time it was obtained by such person as a secured party in a commercial credit transaction involving the creditor;</p> <p>Information continued on next page</p>	<p>State tax issues: NYS Department of Taxation and Finance Taxpayer Assistance Bureau W. A. Harriman Campus Albany, NY 12227 Ph: (518) 438-8581 Toll free: In state (800) 225-5829, elsewhere in U.S. (800) 972-1233 Website: https://www.tax.ny.gov/bus/</p> <p>Certificate of Authority issues: New York State Department of State Division of Corporation State Records and Uniform Commercial Code One Commerce Plaza, 99 Washington Ave, 6th Floor, Albany, NY 12231-0001 Ph: (518) 473-2492 Fax: (518) 474-1654 E-mail: corporations@dps.ny.gov automated information, customer service, certificate filing assistance: (518) 473-2492 Website: https://www.dps.ny.gov/ (information continued on next page)</p>
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<p>NY Cont'd</p>	<p>NEW YORK CITY: LICENSE REQUIRED New York City, N.Y., Code § 20-490 (West, WESTLAW through Local Laws 21 of 2008 and Chapters 1-400 of the Laws of State of N.Y. for 2008). Editor's Note: Effective July 16, 2009, the licensing requirements under New York City, N.Y., Code § 20-489(a) includes debt purchasers, as amended by Int. No. 660-A (New York City 2009). The amended definition of "debt collection agency" includes "a buyer of delinquent debt who seeks to collect such debt either directly or through the services of another by, including but not limited to, initiating or suing legal processes or other means to collect or attempt to collect such debt." Agencies that purchase debt may wish to contact the New York licensing authority to determine license applicability to their agency.</p> <p>Under New York City law recently clarified by the courts, "debt collection agency" does not include an attorney or law firm "collecting a debt in such capacity on behalf of and in the name of a client solely through activities that may only be performed by a licensed attorney," the term does include "an attorney-at-law or law firm or part thereof who regularly engages in activities traditionally performed by debt collectors. . . ." The notice also clarifies that attorneys who engage in debt collection activity who are members of a law firm that is licensed as a debt collection agency do not need to be individually licensed by the DCA. For more information review the DCA's notice at: http://www1.nyc.gov/assets/dca/downloads/pdf/businesses/Debt-Collection-Agency-License-Requirement-October2016.pdf. (last visited Oct. 25, 2016).</p> <p>BUFFALO: LICENSE REQUIRED YONKERS: LICENSE REQUIRED</p> <p>BONDS: NEW YORK STATE—NONE BUFFALO--\$5,000. NEW YORK CITY--\$5,000 BOND TO OBTAIN A LICENSE TO PROVIDE CHILD SUPPORT PAYMENT DEBT COLLECTION SERVICES. YONKERS – NONE</p> <p>STATE FEES: NEW YORK STATE—NONE New York City Fees - \$75 per year. Buffalo Fees - \$315 for biennial license; \$10 investigation fee. Yonkers - \$150 per year. PENALTY: New York City—Not less than \$700 or more than \$1,000 for each violation. Those in violation of § 20-490 of this subchapter will also be subject to an additional penalty of \$100 for each instance in which contact is made with a consumer. New York City, N.Y., Code § 20-494(a) (West, WESTLAW through Local Laws 21 of 2008 and Chapters 1-400 of the Laws of the state of N.Y. for 2008). Yonkers – The Director may at any time revoke or suspend any license issued pursuant to this article for violation of any of the terms or conditions of such license as herein set forth, but such license shall not be revoked without notice, and the licensee shall be entitled to a hearing. Yonkers Consumer Protection Code § 31-164 at http://ecode360.com/laws/YO0144 (last visited on Apr. 22, 2015).</p>	<p>(8) any officer or employee of the United States, any state thereof or any political subdivision of any state to the extent that collecting or attempting to collect any debt owed in the performance of his or her official duties; (9) any non-profit organization which, at the request of consumers, performs bona fide consumer credit counseling and assists customers in the liquidation of their debts by receiving payments from such customers and distributing such amounts to creditors. New York City, N.Y., Code § 20-489(a) (WESTLAW through Local Law 74 of 2001).</p> <p>City of Buffalo: The provisions of this chapter [titled "license required"] shall not apply to an attorney at law engaged in the practice of his profession; to any banker, bank or banking institution acting within the limits of his or its authority as prescribed by law; nor to any person, group of persons, firm or corporation engaged in the collection only of debts, demands, sums of money or things of value which are the exclusive property of the person, group of persons, firm or corporation attempting to make such collection. Buffalo, N.Y., Code § 140-1 at http://www.generalcode.com/webcode2/e2.html#newy (Updated 10-5-2002). City of Yonkers: No exemptions provided in city code.</p>	<p>New York City Licensing NYC Licensing Center New York City Department of Consumer Affairs 42 Broadway, 5th Floor New York, NY 10004 Ph: (212) 487-4104 or 4105 Fax: (212) 487-4096 E-mail: onlineappsdocs@dca.nyc.gov</p> <p>Website: http://www1.nyc.gov/site/dca/businesses/license-checklist-debt-collection-agency_page</p>	<p>City of Buffalo Division of Licensing 65 Niagara Square, 301 City Hall, Buffalo, NY 14202 Ph: (716) 851-4078 Fax: (716) 851-4952</p> <p>Website: http://www.ci.buffalo.ny.us/Home/City_Departments/EDPIS/Licenses/LicenseApplicationsCodeRequirements</p>	<p>City of Yonkers Yonkers Consumer Protection Bureau 87 Nepperhan Ave. Room 212 Yonkers, NY 10701 Licensing Phone #: (914) 377-6808 Forms http://www.yonkersny.gov/government/departments/consumer-protection-bureau</p>
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<p>NC</p> <p>LICENSE: PERMIT REQUIRED.</p> <p>BOND:</p> <p>Domestic: \$10,000 (Initial); Renewal-- \$10,000 to \$30,000. See N.C. Gen Stat. § 58-70-20(a).</p> <p>Foreign: \$10,000 (Initial); Renewal-- \$10,000 to \$30,000 plus \$10,000</p> <p>See N.C. Gen Stat. § 58-70-20(a) and § 58-70-20(c).</p> <p>Alien: \$20,000 (Initial); Renewal-- \$20,000 to \$60,000 plus \$10,000.</p> <p>See N.C. Gen Stat. § 58-70-20(a),(c) and § 58-70-5(a)(5).</p> <p>STATE FEES: \$1,000. Non-refundable application fee for collection agency permit. N.C. Gen. Stat. § 58-70-35(a) (West, WESTLAW through S.L. 2009-75 of the 2009 Reg. Sess.).</p> <p>PENALTIES: Class 1 misdemeanor.</p> <p>TRUST ACCOUNT: REQUIRED.</p>	<p>No licensing exemptions provided.</p>	<p>Licensing Information:</p> <p>North Carolina Department of Insurance Agent Services Division Street Address : 403 N. Salisbury Street, Raleigh, NC 27603 Ph: (919) 807-6800 Fax: (919) 715-7352</p> <p>E-mail: ASD@ncdoj.gov or northcarolinalicensingoffice@peaerson.com</p> <p>Website: http://www.ncdoj.com/asd/Collection_Agencies.aspx#Licensing</p> <p>Certificate of Authority Information:</p> <p>Certificate of Authority: North Carolina Corporation Division P.O. Box 29622 Raleigh, NC 27626 Ph: (919) 807-2225 or (888) 246-7636 (NC only) Fax: (919) 807-2039</p> <p>Website: http://www.sosnc.com/</p>
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<p>ND LICENSE: REQUIRED TO SOLICIT OR RECEIVE PAYMENT. N.D. Cent. Code § 13-05-02 (West, WESTLAW through End of 2001 Regular Session).</p> <p><i>Editor's Note: The North Dakota Department of Financial Institutions is now using the Nationwide Mortgage Licensing System and Registry (NMLS) to manage debt collection licenses. To learn more, members can access the NMLS website at:</i> http://mortgage.nationwidelicensingsystem.org/slr/Pages/DynamicLicenses.aspx?StateID=ND (Last visited on Mar. 16, 2017).</p> <p>BOND: \$50,000 - Effective Date: August 1, 2019 N.D. Cent. Code § 13-05-04.1; N.D. Cent. Code § 13-05-04.2</p> <p>North Dakota will require Electronic Surety Bonds starting January 23, 2017. Visit: http://mortgage.nationwidelicensingsystem.org/Pages/esbt.aspx</p> <p>STATE FEES: Application investigation fee: \$400 (nonrefundable) Annual license fee: \$400 Annual branch office fee: \$50 N.D. Cent. Code § 13-05-04 (West, WESTLAW through 2015 Reg. Sess. of the 64th Leg.</p> <p>When a licensee has been delinquent in renewing the licensee's license, the department may charge an additional fee of \$50 for the renewal of the license. N.D. Cent. Code § 13-05-05 (West, WESTLAW through all 2013 legislation).</p> <p>PENALTIES: Class A misdemeanor. N.D. Cent. Code § 13-05-10 (West, WESTLAW through End of 2001 Regular Session).</p> <p>TRUST ACCOUNT: REQUIRED. N.D. Cent. Code § 13-05-07(4) (West, WESTLAW through 2001 Regular Session).</p>	<p>This chapter does not apply to:</p> <ol style="list-style-type: none"> Attorneys at law who are licensed to practice in the state of North Dakota. This exemption is limited to the actions of the licensed attorney and does not extend to persons either employed by the attorney or acting on behalf of the attorney; Licensed real estate brokers; Banks; Trust companies; Building and loan associations; Credit unions; Agencies of a state or of the federal government; Abstract companies doing an escrow business; Creditors collecting their own debts; Mortgage servicing company; Individuals or firms who purchase or take accounts receivable for collateral purposes; Individuals employed in the capacity of creditmen upon the staff of an employer not engaged in the business of a collection agency; or A public officer, receiver, or trustee acting under the order of a court. <p>S.B. 2103 (N.D. 2021) amending N.D. Cent. Code § 13-05-02.3 (West, WESTLAW 2009 Reg. Sess.).</p>	<p>Licensing Information: N.D. Dept. of Financial Institutions 2000 Schafer St., Ste. G, Bismarck, ND, 58501-1204 Ph: (701) 328-9933 Fax: (701) 328-0290 E-mail: dfi@nd.gov</p> <p>Website: http://www.state.nd.us/dfi/</p> <p>NMLS Website: http://mortgage.nationwidelicensingsystem.org/slr/Pages/DynamicLicenses.aspx?StateID=ND</p> <p>North Dakota will require Electronic Surety Bonds starting January 23, 2016. Visit: http://mortgage.nationwidelicensingsystem.org/Pages/esbt.aspx</p> <p>Certificate of Authority Information Secretary of State State of North Dakota 600 East Boulevard Ave. Dept. 108 Bismarck, ND 58505-0500 Ph: (701) 328-4284, toll free at (800) 352-0867 ext. 328-4284 Fax: (701) 328-2992 E-mail: sosbir@nd.gov</p> <p>Website: http://www.nd.gov/sos/businessserv/</p>
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<p>OH</p> <p>General Business License for Foreign Agencies: No foreign corporation not excepted from sections 1703.01 to 1703.31 of the Revised Code, shall transact business in this state unless it holds an unexpired and uncanceled license to do so issued by the secretary of state. To procure such license, a foreign corporation shall file an application, pay a filing fee, and comply with all other requirements of law respecting the maintenance of the license as provided in those sections. Ohio Rev. Code Ann. § 1703.03 (West, WESTLAW through 124th GA, Files 1 to 83, apv. 1/4/02).</p> <p>BOND: NOT REQUIRED.</p> <p>PENALTIES: forfeit not less than two hundred fifty dollars nor more than ten thousand dollars... In addition to such forfeiture the court shall require that the corporation pay all amounts it should have paid under sections 1703.01 to 1703.31, inclusive, of the Revised Code, as a filing fee and as annual franchise taxes, plus interest thereon at the rate of six per cent per annum, for all years in which the court determines it was transacting business in this state without being so licensed and shall render judgment for such amount. Ohio Rev. Code Ann. § 1703.28 (West, WESTLAW through 124 GA, Files 1 to 83, apv. 1/4/02).</p>	<p>Not applicable.</p>	<p>Licensing/Certificate of Authority Information: OHIO SECRETARY OF STATE 180 EAST BROAD STREET, 16TH FL COLUMBUS, OH 43215 Ph: (614) 466-2655 or 877-644-6889 Email: Busserv@OhioSecretaryofState.gov Website: http://www.sos.state.oh.us/</p>
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<p>OK</p>	<p>NO LICENSING REQUIREMENT BOND: NOT REQUIRED.</p>	<p>Not applicable.</p>	<p><u>Licensing Information:</u> N/A</p> <p><u>Certificate of Authority Information:</u> Secretary of State Business Filing Department 2300 N. Lincoln Blvd, Room 101, State Capitol, Oklahoma City, OK 73105 Ph: (405) 521-3912 Fax: (405) 521-3771</p> <p>Website: https://www.sos.ok.gov/corp/default.aspx</p> <p>*Additional information on Certificate of Authority Requirements can be found at the following web site https://www.sos.ok.gov/business/forms.aspx</p>
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<p>OR</p> <p>REGISTRATION: REQUIRED TO COLLECT OR SOLICIT. Or. Rev. Stat. § 697.015 (WESTLAW through End of 2001 Reg. Sess. and 2001 Cumulative Supplement)</p> <p>Editor's Note: Effective Jan. 1, 2018, a person acting as a debt buyer must obtain a debt buyer license. The license is separate from the collection agency license. See H.B. 2356 (Or. 2017), Section 4, not yet codified.</p> <p>BOND: \$10,000 OR IRREVOCABLE LETTER OF CREDIT. Or. Rev. Stat. § 697.031(2)(a) (WESTLAW through End of 2001 Reg. Sess. and 2001 Cumulative Supplement).</p> <p>Editor's Note: All companies with an existing collection agency registration must convert their Oregon bonds into National Multistate Licensing System (NMLS) before the license or registration will be renewed for 2019. For more information, contact the DFR at http://dfr.oregon.gov/business/financial-industry/Pages/collect-agencies.aspx and/or the NMLS website http://mortgage.nationwidelicencingsystem.org/Pages/ESBforNMLSLicens.es.aspx (last visited on Mar, 27, 2017).</p> <p>FEES ESTABLISHED FOR THE PROGRAM ARE:</p> <ol style="list-style-type: none"> (1) Initial registration, \$350; (2) Registration renewal, \$120; (3) Duplicate registration, \$10; (4) Certificate of registration, \$5. <p>Or. Admin. R. 441-810-0150 (WESTLAW through August 15, 2002).</p> <p>PENALTY: Class A Violation. Or. Rev. Stat. § 697.990(2) (WESTLAW through End of 2001 Reg. Sess. and 2001 Cumulative Supplement).</p> <p>RESIDENT OFFICE: Except as provided in subsection (9) of Oregon Revised Statute section 697.058, every collection agency shall establish and maintain a regular, active business office in Oregon for the purpose of conducting business in this state. The office shall be open to the public during reasonable, stated business hours. This subsection does not apply to out-of-state collection agencies. Or. Rev. Stat. § 697.058(2) (WESTLAW through End of 2001 Reg. Sess. and 2001 Cumulative Supplement).</p> <p>TRUST ACCOUNT: REQUIRED. Or. Rev. Stat. § 697.058(4) (WESTLAW through End of 2001 Reg. Sess. and 2001 Cumulative Supplement).</p> <ol style="list-style-type: none"> (1) Except as provided in subsection (2) of this section, a person may not engage in debt buying in this state unless the person obtains or renews a license under section 5 of this 2017 Act. H.B. 2356 (Or. 2017), Section 4, not yet codified. 	<p>CONTACT STATE AUTHORITY "Out-of-state collection agency" means a collection agency located outside of this state the activities of which within this state, are limited to collecting a debt that a debtor located in this state incurs outside this state. As used in this subsection, "collecting a debt" means collecting a debt on behalf of clients located outside this state collecting by means of interstate communications, including telephone, mail or facsimile transmission from the collection agency's location in another state Or. Rev. Stat. § 697.005(7) (WESTLAW through the 2018 Reg. Sess. and 2018 Special Sess. of the 79th Legis. Assembly).</p> <p>An out-of-state collection agency is exempt from the registration fee under this section if the out-of-state collection agency is registered in another state and the other state does not require payment of an initial fee by a person who collects debts in the other state only by means of interstate communications from the person's location in another state. Or. Rev. Stat. § 697.031(4) (WESTLAW through the 2018 Reg. Sess. and 2018 Special Sess. of the 79th Legis. Assembly).</p>	<p>Licensing Information: Department of Consumer and Business Services Division of Financial Regulation 350 Winter St. NE, Room 410 Salem, OR 97301-3881 Ph: (503) 378-4140 Fax: (503) 947-7862 E-mail: dcbs.dfcsmail@state.or.us</p> <p>Website: Collection agency License : http://dfr.oregon.gov/business/financial-industry/Pages/collect-agencies.aspx</p> <p>Debt Buyer License: http://dfr.oregon.gov/business/financial-industry/Pages/debt-buyer-licensing.aspx</p> <p>Certificate of Authority Information: Secretary Of State Corporation Division 255 Capitol St. NE, Suite 151 Salem, OR 97310-1327 Ph: (503) 986-2200 Fax: (503) 387-4381 E-mail: corporation.division@state.or.us</p> <p>Website: http://sos.oregon.gov/business/Pages/default.aspx</p>
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PA **LICENSE: REQUIRED for those collecting on a defaulted motor vehicle installment sale contract.**
12 Pa. Stat. § 6211 (West, WESTLAW through the 2013 Re. Sess.). No other license or registration specific for collection agencies is required in state law.
BOND: \$5,000 for Collector-Repossessor
12 Pa. Stat. § 6213 (West, WESTLAW through the 2013 Re. Sess.).
TRADE NAME REGISTRATION: \$52.

Not applicable.

Registration information:
Secretary of the Commonwealth
Department of State
Corporation Bureau
401 North St., Room 206, Harrisburg, PA 17120
Ph: (717) 787-1057
Fax: (717) 783-2244
E-mail: RA-CORPS@pa.gov
Website: <http://www.dos.state.pa.us/>

Collector/Repossessor Licensing information:
Pennsylvania Department of Banking
17 N Second Street, Suite 1300
Harrisburg, PA 17101-2290
Toll free: (800) PA BANKS
Office: (717) 787-2665
Fax: (717) 787-8773
E-mail: ra-pabanking@state.pa.us

Website:
<http://www.dobs.pa.gov/Businesses/Non-Bank%20Licensees/Pages/default.aspx>

Debt Collection Regulations Enforcement Authority:
Bureau of Consumer Protection
14th Floor Strawberry Square
Harrisburg, PA 17120
Ph: (717) 787-9707
Fax: (717) 787-1190
E-mail: consumers@attorneygeneral.gov

Website:
<https://www.attorneygeneral.gov/SplashPage.aspx>

<p>PR</p> <p>LICENSE: REQUIRED. P.R. Laws Ann. Tit. 10 §§ 981c, 981(d) (West, WESTLAW current through 3rd Special Session, 11th Leg.)</p> <p>BOND: \$5,000. 10 P.R. Laws Ann. § 981f (WESTLAW through 3rd Special Session, 11th Leg., Act 53, approved Dec. 27, 1990).</p> <p>STATE FEES: \$300 for license of the current year. Should the license be issued after June 30 of any year, the fee for the remaining part of the year is \$150. \$200 for investigation. 10 P.R. Laws Ann. § 981d(b) (WESTLAW through 3rd Special Session, 11th Leg., Act 53, approved Dec. 27, 1990).</p> <p>\$100 Filing Fee P.R. Regulation Number 7232, Rule 7 (Oct. 17th, 2006).</p> <p>PENALTIES: Administrative fines of \$50 to \$500 for any violation. May also include criminal fines of up to \$1,000 and 2 years in jail. 10 P.R. Laws Ann. § 981r (WESTLAW through 3rd Special Session, 11th Leg., Act 53, approved Dec. 27, 1990).</p>	<p>CONTACT LICENSING AUTHORITY</p> <p>Members are advised to have a Spanish-speaking individual contact the Bureau of Enforcement in Puerto Rico for additional information about the licensing requirements.</p>	<p>Licensing information: Bureau of Enforcement Department of Consumer Affairs Commonwealth of Puerto Rico</p> <p>Ave. José De Diego, Pda. 22, Minillas Government Center, North Tower Building, 8th Floor, San Juan, 00940 Phone Administrative Office (787) 722-7555 E-mail: servicio@daco.pr.gov</p> <p>Main Website: https://www.daco.pr.gov/ Services: https://www.daco.pr.gov/servicios/</p> <p>Editor's note: The aforementioned website is in Spanish. To review an English translation of the website, please visit the following link, insert the above website into the text box and select "translate":</p> <p>Certificate of Authority information: Commonwealth of Puerto Rico Department of State Corporation Registry Office PO Box 902327, San Juan, Puerto Rico 00902-3271 Ph: (787) 722-2121 Website: http://www.estado.gobierno.pr/</p>
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<p>RI</p> <p>REGISTRATION: REQUIRED</p> <p>STATE FEES: \$ 750 for a one-year registration. R.I. Gen. Laws § 19-14.9-12 (Current with 2007 Nev. S.B. 34).</p> <p>BOND: (10) Each debt collector, the sum of fifty thousand dollars (\$50,000). R.I. Ge. Laws § 19-14-6(10)</p> <p>Editor's Note: In 2019, Rhode Island enacted the Student Loan Bill of Rights, which establishes registration and bond requirements, servicing requirements, and record maintenance requirements for Student Loan Servicers collecting postsecondary education loans from Rhode Island residents. The requirements were effective upon passage. For more information, including the responsibilities of student loan servicers, members should review Rhode Island H 5936 (last visited 6/27/2022).</p>	<p>(5) This section shall not apply:</p> <p>(a) To the servicer of a debt by a mortgage; or</p> <p>(b) To any debt collector located out of this state; provided that the debt collector:</p> <p>(1) Is collecting debts on behalf of an out-of-state creditor for a debt that was incurred out-of-state; and</p> <p>(2) Only collects debts in this state using interstate communication methods, including telephone, facsimile, or mail.</p> <p>(c) To any regulated institution as defined under section 19-1-1, national banking association, federal savings bank, federal savings and loan association, federal credit union, or any bank, trust company, savings bank, savings and loan association or credit union organized under the laws of this state, or any other state of the United States, or any subsidiary of the above; but except as provided herein, this section shall apply to a subsidiary or affiliate, as defined by the director, of an exempted entity and of a bank holding company established in accordance with state or federal law. (Current with 2007 R.I. S.B. 34).</p>	<p>Registration Information: Department of Business Regulation 1511 Pontiac Avenue Cranston, RI 02920 Ph: (401) 462-9500 or 462-9503 Fax: (401) 462-9532 E-mail: DBR.Bankinginquiry@dbr.ri.gov</p> <p>Website: http://www.dbr.state.ri.us/divisions/banking/license.php</p> <p>Certificate of Authority Information: Corporations Division Office of the Secretary of State 148 West River Street, Providence, RI 02904-2615 Ph: (401) 222-3040 Fax: (401) 222-1309 E-mail: corporations@sos.ri.gov</p> <p>Website: http://sos.ri.gov/divisions/Business-Portal/</p>
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<p>SC</p> <p>THERE ARE NO LICENSING REQUIREMENTS. State law exists pertaining to the use of collection agencies in the collection of delinquent state taxes. In addition, different counties and cities may require a general business license in some circumstances.</p> <p>BOND: Not required.</p>	<p>Not applicable.</p>	<p>Licensing Information: N/A</p> <p>Regulatory information: Carri Lybarker, Administrator South Carolina Department of Consumer Affairs 3600 Forest Drive, 3rd Floor P.O. Box 5757 Columbia, SC 29250 Ph: (803) 734-4200 or (800) 922-1593 (Toll free in S.C.) Fax: Not Listed E-mail: clybarker@sccoconsumer.gov</p> <p>Website: http://www.sccoconsumer.gov</p> <p>Certificate of Authority Information: Secretary of State 1205 Pendleton St. Suite 525, Columbia, SC 29201 Ph: (803) 734-2170 Fax: (803) 734-1661.</p> <p>Website: http://www.scsos.com</p> <p>Additional information on certificate of authority requirements can be found at: http://www.scsos.com/Search%20Business%20Filings</p>
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<p>SD</p> <p>Certificate of existence for a domestic corporation or a certificate of authorization for a foreign corporation may be required. S.B. 70, 80th Leg., Reg. Sess. (S.D. 2005) (West, WESTLAW through 2005 Reg. Session of 80th Leg.) Effective date: July 1, 2005</p> <p>BOND: NOT REQUIRED.</p> <p>STATE FEES: South Dakota Corporations Fee Schedule</p> <p>Domestic Business and Foreign Corporations filing an application for Certificate of Authority for a Foreign Corporation: \$750</p> <p>Application for Certificate of Authority \$250</p> <p>Application for Amended Certificate of Authority \$20</p> <p>Application for Certificate of existence or authorization \$10</p> <p>Application for Certificate of Withdrawal \$50</p> <p>Annual Report \$50</p> <p>S.D. Codified Laws § 47-1A-122 (West, WESTLAW through 2007 Reg. Sess.).</p> <p>South Dakota Corporations Fee Schedule http://sdsos.gov/content/viewcontent.aspx?cat=corporations&pg=/corporations/corporations_feeschedule.shtml</p>	<p>CONTACT STATE AUTHORITY.</p> <p>A foreign corporation may not transact business in this state until it obtains a certificate of authority from the Office of the Secretary of State. The following activities, among others, do not constitute transacting business within the meaning of this section:</p> <p>(1) Maintaining, defending, or settling any proceeding;</p> <p>(7) Creating or acquiring indebtedness, mortgages, and security interests in real or personal property;</p> <p>(8) Securing or collecting debts or enforcing mortgages and security interests in property securing the debts;</p> <p>(11) Transacting business in interstate commerce.</p> <p>S.B. 70, 80th Leg., Reg. Sess. (S.D. 2005) (West, WESTLAW through 2005 Reg. Session of 80th Leg.) Effective date: July 1, 2005</p>	<p>Licensing Information:</p> <p>N/A</p> <p><u>Certificate of Authority Information</u></p> <p>Secretary of State Capitol Building 500 East Capitol Avenue Ste. 204 Pierre, SD 57501-5070 Ph: (605) 773-4845 Fax: (605) 773-4550 E-mail: sdsos@state.sd.us</p> <p>Website: http://www.sdsos.gov/</p>
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<p>TN</p> <p>LICENSE: REQUIRED. Tenn. Code Ann. § 62-20-105 (West, WESTLAW through End of 2002 Second Reg. Session).</p> <p>Editor's Note: On February 6, 2009 the Tennessee Collection Service Board posted a notice on the Tenn. Dept. of Commerce and Insurance Collection Web site stating it is the opinion of the Tennessee Collection Service Board that entities who purchase debt and attempt to collect the debt are considered a "collection service." However, entities who purchase debt but do not attempt to collect the purchased debt, but rather assign collection activity to a licensed collection agency or licensed law firm, are not a "collection service."</p> <p>Editor's Note: Based on informal communication with the Tennessee Department of Commerce and Insurance, it is ACA's understanding that a certificate of authority is required as part of the collection license application in Tennessee.</p> <p>BOND: \$15,000 to \$25,000. Tenn. Code Ann. § 62-20-106(3) (2002).</p> <p>STATE FEES: Application Fee: \$150.00; License Fee: \$600; Application fee for license renewal \$350; Branch office fee: \$100; Branch office renewal fee: \$100; All licensees shall be subject to late renewal for a period of sixty (60) days following their expiration date by payment of the prescribed fee plus a penalty of one hundred dollars (\$100.00). Tenn. Comp. R. & Regs. 0320-1-.03 (2002).</p> <p>PENALTY: Class C Misdemeanor.</p> <p>RESIDENT OFFICE: Required, but not for non-residents.</p> <p>TRUST ACCOUNT: Required, but not for non-residents. Non-residents must file an irrevocable consent that legal action against them may be started in any Tennessee county court in the county where a cause of action may arise in which the plaintiff may reside. Tenn. Code Ann. § 62-20-117 (2002).</p>	<p>Others</p> <p>(a) The provisions of this chapter shall not apply to:</p> <p>(1) Any person handling claims, accounts or collections under order of any court;</p> <p>(2) Attorneys at law; or</p> <p>(3) Any person engaged in the collection of indebtedness incurred in the normal course of business, or the business of a parent, subsidiary, or affiliated firm or corporation; however, no person who is or represents such person to be a collection service is exempt from this chapter.</p> <p>(4) Any state or national bank; state or federal mutual savings bank; state or federal savings institution; or any parent, subsidiary, or affiliate of any of the foregoing;</p> <p>(5) Any state or federal credit union;</p> <p>(6) Any industrial loan and thrift company licensed or authorized by title 45, chapter 5;</p> <p>(7) Any small business development corporation authorized by title 45, chapter 8;</p> <p>(8) Any person that services or collects obligations secured by a consensual lien on a dwelling as defined by 12 C.F.R. 1026.2(a)(19) or any successor regulation; or</p> <p>(9) Any person that holds or acquires accounts, bills or other forms of indebtedness through purchase, assignment, or otherwise; and only engages in collection activity through the use of a licensed collection agency or an attorney authorized to practice law in this state.</p> <p>(b) Nothing contained within this chapter shall be construed to require an individual or business entity, which collects only the individual's or its own unpaid accounts, to submit to licensure or regulation by the collection service board.</p> <p>Tenn. Code Ann. § 62-20-103 (West, WESTLAW through 2014 Second Reg. Sess. End of 2002 Second Reg. Session).</p>	<p>Licensing Information: Tennessee Collection Service Board Department of Commerce and Insurance Davy Crockett Tower 500 James Robertson Pkwy, 6th Floor Nashville, TN 37243 Ph: (615) 741-1741 Fax: (615) 253-1179</p> <p>Website: https://www.tn.gov/commerce/section/collections</p> <p>Certificate of Authority Information: Tennessee Dept. of State 312 Eighth Ave. N 6th Floor, Snodgrass Tower Nashville, TN 37243</p> <p>Ph: (615) 741-2286 E-mail: business.services@state.tn.us</p> <p>Website: http://sos.tn.gov/business-services</p>
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<p>TX</p>	<p>BOND for third party collectors: \$10,000. An in-state bond is required and must be filed with the Texas Secretary of State's Office. Texas Fin. Code Ann. § 392.101 (West, WESTLAW through 2001 Reg. Sess.).</p> <p>Permit Required for Autodialer (see Tex. Util. Code Ann. § 55.130).</p> <p>Editor's note: The application for a permit can be obtained at the Texas Public Utility Commission's web site, http://www.puc.state.tx.us/. See ACA document #2308 for more information.</p> <p>Residential Mortgage Loan Servicers – Registration Required: See Tex. Fin. Code Ann. § 158.051</p> <p>(5) "Residential mortgage loan" means a loan primarily for personal, family, or household use that is secured by a mortgage, deed of trust, or other equivalent consensual security interest on a dwelling or on residential real estate.</p> <p>(6) "Residential mortgage loan servicer" means a person who:</p> <p>(A) receives scheduled payments from a borrower under the terms of a residential mortgage loan, including amounts for escrow accounts; and</p> <p>(B) makes the payments of principal and interest to the owner of the loan or other third party and makes any other payments with respect to the amounts received from the borrower as may be required under the terms of the servicing loan document or servicing contract.</p> <p>Tex. Fin. Code Ann. § 158.002 (5)-(6) (West, WESTLAW through the end of the 2011 Reg. Sess. and First Called Sess. of the 82nd Leg.).</p> <p>Residential Mortgage Loan Servicers – Bond Required: (1) Not to exceed \$200,000, or (2) if sales of property do not exceed \$1 million annually, not to exceed \$25,000. See Tex. Fin. Code Ann. § 158.055</p> <p>Editor's Note: Pursuant to Tex. Fin. Code Ann. § 158.053 and § 158.055, an applicant for registration is not required to pay a registration fee or file a bond if the applicant: (1) collects delinquent consumer debts owed on residential mortgage loans; (2) does not own the residential mortgage loans for which the applicant acts as a residential mortgage loan servicer; and (3) is a third-party debt collector that has filed a bond in compliance with Chapter 392. However, such qualified applicants will still be required to file two paper registration forms, which can be obtained at http://www.sml.texas.gov/ResidentialMortgageLoanServicer/documents/rmls_forms/rmls_3rd_party_servicer_form_mu1.doc and http://www.sml.texas.gov/ResidentialMortgageLoanServicer/documents/rmls_forms/rmls_3rd_party_servicer_form_mu2.doc</p>	<p>Residential Mortgage Loan Servicers:</p> <p>(a) This chapter does not require registration by: (1) a federal or state depository institution, or a subsidiary or affiliate of a federal or state depository institution; (2) a person registered under Chapter 157; (3) a person licensed under Chapter 342 or regulated under Chapter 343, if the person does not act as a residential mortgage loan servicer servicing first-lien secured loans; or (4) a person making a residential mortgage loan with the person's own funds, or to secure all or a portion of the purchase price of real property sold by that person.</p> <p>(b) This chapter applies only to a residential mortgage loan servicer that services at least one residential mortgage loan.</p> <p>(c) Nothing in this chapter permits a person who is not otherwise exempt from this chapter to act as a residential mortgage loan originator, as defined by Section 180.002, without obtaining a license under the applicable provisions of law.</p> <p>Tex. Fin. Code Ann. § 158.052 (West, WESTLAW through the end of the 2011 Reg. Sess. and First Called Sess. of the 82nd Leg.).</p>	<p>Licensing Information: N/A</p> <p>Certificate of Authority: Secretary of State Statutory Filing Division, Corporations Section P.O. Box 13697, Austin, TX 78711-3697 Ph: (512) 463-5555 Fax: (512) 463-5709 Website: http://www.sos.state.tx.us/corp/index.shtml</p> <p>Bond Information: Secretary of State Registrations Unit PO Box 13193 Austin, TX 78711-3193 Ph: (512) 463-6906 Website: http://www.sos.state.tx.us/statdoc/index.shtml</p> <p>Registration/Bond: Residential Mortgage Loan Servicers only Steven O'Shields Texas Department of Savings and Mortgage Lending 2601 N. Lamar, Suite 201 Austin, TX 78705 Ph: 512-475-1350 Fax: 512-475-1360 E-mail: soshields@sml.texas.gov Website: http://www.sml.texas.gov/ResidentialMortgageLoanServicer/rmls_forms.html</p> <p>Autodialer Registration Public Utility Commission of Texas William B Travis Building 1701 N. Congress Ave., 7th Floor, Austin, TX 78701 Ph: 512-936-7338 E-mail: customer@puc.state.tx.us Website: http://www.puc.texas.gov/</p>
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<p>UT</p> <p>REGISTRATION: REQUIRED Utah Code Ann. § 12-1-1 (West, WESTLAW through 2001 Supplement (2001 First Special Session)).</p> <p>CONSUMER CREDIT NOTIFICATION FILING: \$25.</p> <p>BOND: The bond shall be for the sum of \$10,000, payable to the state of Utah. Utah Code Ann. § 12-1-2(1) (West, WESTLAW through 2001 Supplement (2001 First Special Session)).</p> <p>STATE FEES: Each applicant shall pay to the Division of Corporations and Commercial Code an application fee determined under Section 63J-1-303. Utah Code Ann. § 12-1-10(2) (West, WESTLAW through 2008 Gen. Sess.).</p> <p>Collection Agency Registration \$32 (non-refundable) State of Utah, Department of Commerce, Division of Corporations & Commercial Code http://corporations.utah.gov/business/ca.html.</p>	<p>Not under current law.</p> <p>Registration Information Department of Commerce Division of Corporations & Commercial Code 160 E. 300 South, 2nd Floor S.M. Box 146705 Salt Lake City, UT 84114-6705 Ph: (801) 530-4849, toll free (Utah residents only) 1-877-526-3994 Fax: (801) 530-6438 E-mail: corpucc@utah.gov</p> <p>Website: http://corporations.utah.gov/</p> <p>Certificate of Authority Information: UT Dept. of Financial Institutions 324 South State, Suite 201 PO Box 146880 Salt Lake City, UT 84114-6800 Ph: (801) 538-8830 Fax: (801) 538-8894</p> <p>Website: http://www.dfi.utah.gov/</p>
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<p>VT</p> <p>NO LICENSE OR REGISTRATION SPECIFIC FOR COLLECTION AGENCIES REQUIRED. But, see Vermont Statute Title 11a, Chapter 15 regarding Certificate of Authority and Registered Office, etc. requirements.</p> <p>BOND: NOT REQUIRED.</p>	<p>Not applicable.</p> <p>Certificate of Authority Information: Secretary of State 128 State Street, Montpelier, VT 05633-1104 Ph: (802) 828-2386 Fax: (802) 828-2496 Email: sos.corporations.support@sec.state.vt.us</p> <p>Website: http://www.sec.state.vt.us/corps/corpindex.htm</p>
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<p>VA</p> <p>NO LICENSING REQUIREMENTS</p> <p>BOND: NOT REQUIRED.</p> <p>Student Loan Services – License Required</p> <p><u>Editor’s Note: In 2020, the Virginia legislature enacted S.B. 77, which requires licensure of student loan servicers. The measure becomes effective July 1, 2021. The licensing requirement and definitions related to student loan servicers are provided, in part, below. For more information, student loan servicers should review S.B. 77 at: https://lis.virginia.gov/cgi-bin/legp604.exe?201+ful+SB77ER2+pdf (last visited June 22, 2020).</u></p>	<p>Not applicable.</p>	<p>Licensing Information: N/A</p> <p>Certificate of Authority Information: Virginia State Corporation Commission P.O. Box 1197 Richmond, VA 23218-1197 Ph: (804) 371-0438, toll free (in Virginia only) (866) 722-2551 Fax: (804) 371-9744</p> <p>Website: http://www.bos.virginia.gov/index.shtml</p>
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<p>WA</p> <p>LICENSE: REQUIRED. Wash. Rev. Code Ann. § 19.16.110</p> <p>BOND: \$5,000</p> <p>Effective Date December 31, 2022</p> <p>Collection agency—Main office: Original application: \$850 \$890 Renewal: \$475 \$515.00</p> <p>Re-registration fee after license is expired over 30 days: \$1,325 \$1,405.00</p> <p>Branch office (with Washington main office): Original application: \$550 \$590.00 Renewal: \$300 \$340.00</p> <p>Re-registration fee after license is expired over 30 days: \$850 \$930.00</p> <p>Out-of-State Collection Agency – Main Office: Original Application: \$425 \$445.00 Renewal: \$237.50 \$257.50</p> <p>Re-registration fee after license is expired over 30 days: \$662.50 \$702.50</p> <p>Out-of-State Collection Agency Branch Office: Original Application: \$275 \$295.00 Renewal: \$150 \$170.00</p> <p>Re-registration fee after license is expired over 30 days: \$425 \$465.00</p> <p>License print fee \$5.00</p> <p>The licensing and annual renewal fee for an out-of-state collection agency shall not exceed fifty percent of the license fee for a collection agency. Wash. Rev. Code Ann. §§ 308-29-045; 19.16.140 (West, WESTLAW through Chap 3 of 2002 Reg. Session) (emphasis added).</p> <p>PENALTIES: Fine up to \$500, imprisonment up to one year, or both. Wash. Rev. Code Ann. § 19.16.430 (2002).</p> <p>TRUST ACCOUNT: Required for resident agencies. Wash. Rev. Code Ann. § 19.16.240 (2002).</p> <p>RESIDENT OFFICE: Required to solicit or collect for in-state creditor. Wash. Rev. Code Ann. § 19.16.230(1) (2002).</p>	<p>CONTACT STATE AUTHORITY.</p> <p>An out-of-state collection agency is exempt from the licensing fee if the agency is licensed or registered in a state that does not require payment of an initial fee by any person who collects debts in the state only by means of interstate communications from the person's location in another state. Wash. Rev. Code Ann. § 19.16.140 (West, WESTLAW through Chap. 3 of 2002 Reg. Session).</p> <p>An out-of-state agency need not meet the bond requirements if it maintains an adequate bond as required by its home state. Wash. Rev. Code Ann. § 19.16.190(7) (West, WESTLAW through Chap. 3 of 2002 Reg. Session).</p> <p>For tax information contact the Dept. of Revenue at 1-800-647-7706 or go to their website: www.dor.wa.gov</p>	<p>Licensing Information: Dept. of Licensing Collection Agencies Licensing Program PO Box 9034 Olympia, WA 98507-9034 Ph: (360) 664-1388 Fax: (360) 570-7098 E-mail: collect@dol.wa.gov Website: http://www.dol.wa.gov/</p> <p>Licensing Contact Richard "Rick" Storvick Assistant Administrator Regulatory Boards Section (360) 664-1387</p> <p>Certificate of Authority Information: Corporation Division 505 East Union Olympia, WA 98504 Ph: (360) 725-0377 Fax: (360) 664-0055 E-mail: corps@sos.wa.gov Website: http://www.secstate.wa.gov/corps</p> <p>For tax information contact the Dept. of Revenue at 1-800-647-7706 or go to their website: www.dor.wa.gov</p>
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<p>WV</p>	<p>LICENSE: REQUIRED FOR EACH COLLECTION AGENCY.</p> <p>BOND: \$5,000.</p> <p>STATE FEES: \$30 for each annual business registration certificate. W. Va. Code Ann. § 11-12-3(b)(West, WESTLAW through 2002 1st Extra Session).</p> <p>PENALTIES: Misdemeanor, fine up to \$1,000.</p> <p>TRUST ACCOUNT: REQUIRED.</p> <p>RESIDENT OFFICE: Required under W. Va. Code § 47-16-4(a) (West, WESTLAW through 2002 1st Extra Session).</p>	<p>CONTACT STATE AUTHORITY</p> <p>Exemption from registration. --Any person engaging in or prosecuting business activity in this state:</p> <p>(1) Who is not required by law to collect or withhold a tax; and</p> <p>(2) Who does not claim exemption from payment of, shall be exempt from both registration and payment of the tax imposed by this article, if such person had gross income from business activity of four thousand dollars or less during that person's tax year for state income tax purposes immediately preceding the registration. See W. Va. Code Ann. § 11-12-3 (West, WESTLAW through the 2002 First Session).</p> <p>(The requirement for an out-of-state collection agency to operate in a state pivots on the determination of whether the collection activity the agency performs requires the out-of-state agency to obtain a business franchise registration. Some out-of-state agencies may be exempt if they are only collecting for out-of-state clients.</p> <p>Exemptions continued below.</p>	<p>Licensing Information: West Virginia State Tax Department Post Office Box 11425 Charleston, WV 25339-1425 Ph: (304) 558-3333 Fax: (304) 558-1990</p> <p>Website: http://tax.wv.gov/Business/BusinessRegistration/Pages/BusinessRegistration.aspx</p> <p>In some circumstances, you may need to also contact the Secretary of State's Office at (304) 558-8000 as well.</p>	<p>Certificate of Authority Information: Secretary of State Bldg. 1, Suite 157-K 1900 Kanawha Blvd. E Charleston, WV 25305 Ph: (304) 558-8000 Fax: (304) 558-0900 E-mail: business@wvsos.com</p> <p>Additional information can be found at: http://www.wvsos.com/business/services/for/index.htm</p>	
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Licensing for Regulated Consumer Loans
Unless a person has first obtained a license from the commissioner authorizing the person to make regulated consumer loans, he or she may not engage in the business of:

- (1) Making regulated consumer loans; or
- (2) Taking assignments of or undertaking direct collection of payments from or enforcement of rights against consumers arising from regulated consumer loans: Provided, That the licensing provisions of this act do not pertain to any "collection agency" as defined in, and licensed by, the "Collection Agency Act of 1973" at W. Va. Code §§ 47-16-1 et seq".

W. Va. Code Ann. § 46A-4-101 (West, WESTLAW through the 2019 Reg. Sess.)

Definition for Regulated Consumer Loans
(37) "Regulated consumer lender" means a person authorized to make or take assignments of regulated consumer loans.
(38) "Regulated consumer loan" means a consumer loan, including a loan made pursuant to a revolving loan account, in which the rate of the loan finance charge exceeds eighteen percent per year as determined according to the actuarial method, except where the loan qualifies for federal law preemption from state interest rate limitations, including federal law bank parity provisions, or where the lender is specifically permitted by state law other than article four of this chapter to make the loan at that rate without a requirement the lender hold a regulated consumer lender license.
W.V. Stat. § 46A-1-102(37), (38) (West, WESTLAW through the 2019 Reg. Sess.)

Editor's Note: the sections above clarifies that licensed debt collectors do not need to obtain a separate license for servicing and/or collecting "regulated consumer loans." For more information review the text of the bill at: http://www.wvlegislature.gov/bill_status/bills_text.cfm?billid=HB3143%20ENR.htm&yr=2019&sesstype=RS&i=3143. (last visited May 28, 2019).

<p>WI</p> <p>LICENSE: REQUIRED TO OPERATE A COLLECTION AGENCY OR SOLICIT. Wis. Stat. Ann. § 218.04(2)(a) (West, WESTLAW through 2001 Act 15).</p> <p>BOND: \$25,000 to \$35,000.</p> <p>STATE FEES: Annual License Fee--\$200; Investigation Fee--\$1,000; Solicitor and Collector Fee--\$15. Wis. Stat. Ann. § 218.04(3) (West, WESTLAW through 2001 Act 7).</p> <p>PENALTIES: Misdemeanor. Fine up to \$1,000, up to 6 months jail, or both.</p> <p>TRUST ACCOUNT: REQUIRED. Wis. Stat. Ann. § 218.04(9g)(b) (West, WESTLAW through 2001 Act 15).</p> <p>RESIDENT OFFICE: A licensed agency is required to maintain an active office in Wisconsin. Wis. Stat. Ann. § 218.04(4) (West, WESTLAW through 2001 Act 15). However, see Wis. Stat. Ann. § 218.04(2)(b) (West, WESTLAW through 2001 Act 15).</p>	<p>A nonresident of this state is not required to obtain a collection agency license if that person conducts collection business with state residents solely by means of interstate telecommunications or interstate mail. Wis. Stat. Ann. § 218.04(2)(b) (West, WESTLAW through 2001 Act 15).</p>	<p>Licensing Information: Dept. of Financial Institutions Licensed Financial Services Section State of Wisconsin 201 W. Washington Ave, Ste. 500, Madison, WI 53703 Madison, WI 53707-7876 Ph: (608) 261-9555 Fax: (608) 261-7200 Website: www.wdfi.org/fi/lfs</p> <p>Certificate of Authority Information: Department of Financial Institutions Division of Corporate and Consumer Services PO Box 7846 Madison, WI 53707 Ph: (608) 261-7577 Fax: (608) 267-6813</p> <p>Additional information can be found at: http://www.wdfi.org/corporations/foreign_entities.htm</p>
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<p>WY LICENSE: REQUIRED No person shall conduct a collection agency or act as a debt collector or solicitor within this state without first having obtained a license as provided in this act, except that a debt collector or solicitor acting in the course of his employment for a collection agency licensed in Wyoming is not required to have an individual license. Wyo. Stat. Ann. § 33-11-102</p> <p>BOND: \$10,000 OR \$10,000 CASH IN LIEU OF BOND. Wyo. R. & Regs. Ch. 2 § 4 (Westlaw through July 25, 2002).</p> <p>STATE FEES: New Collection Agency License--\$500; New Branch Office--\$500; Renewals--\$150; Exam Fee--\$100. Wyo. R. & Regs. Ch. 1, § 3</p> <p>TRUST ACCOUNT: REQUIRED. Wyo. R. & Regs. Ch. 2, § 3.</p> <p>RESIDENT OFFICE: REQUIRED TO SOLICIT.</p> <p>RESIDENT MANAGER: REQUIRED. All applicants for a collection agency license in Wyoming must have a resident office with a bona fide resident of the state as its qualified manager. All resident managers shall pass an examination as prescribed by the Board to determine the fitness of the resident manager to conduct a collection agency business. Wyo. Stat. Ann. § 33-11-107(c).</p>	<p>Note: The Wyoming Collection Agency Board will provide a written response to those who make a written request for a determination of their need for a license in Wyoming.</p> <p>“Collection agency” means any person who: (A) engages in any business, the purpose of which is the collection of any debts for Wyoming creditors; (B) regularly collects or attempts to collect for Wyoming creditors, directly or indirectly, debts owed or due or asserted to be owed or due another; (C) takes assignment of debts for the purpose of collecting such debts; (D) directly or indirectly, solicits for collection debts owed or due or asserted to be owed or due a Wyoming creditor; (E) uses a fictitious name or any name other than their own name in the collection of their own accounts receivable; or (F) collects debts incurred in this state from debtors located in this state by means of interstate communications, including telephone, mail or facsimile or any other electronic method, from the debt collector’s location in another state. Wyo. Stat. Ann. § 33-11-101 (a)(iii).</p>	<p>Licensing Information: Albert L. Forkner Commissioner Wyoming Collection Agency Board Dept. of Audit, Division of Banking, Herschler Bldg., 3-East, 122 W. 25th Street, Cheyenne, WY 82002 Ph: (307) 777-7797 Fax: (307) 777-3555 E-mail: WyomingBankingDivision@wyo.gov</p> <p>Website: http://audit.state.wy.us/banking/</p> <p>Certificate of Authority Information: Secretary of State Corporations Division The State Capitol Capitol Building, Room 110, 200 West 24th St. Cheyenne, WY 82002 Ph: (307) 777-7311 Fax: (307) 777-5339 E-mail: business@wyo.gov</p> <p>Additional information can be found at: http://soswy.state.wy.us/default.aspx</p>
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