

HCS SB 833 -- FINANCIAL TRANSACTIONS

SPONSOR: Nasheed

COMMITTEE ACTION: Voted "Do Pass with Amendments" by the Standing Committee on Emerging Issues by a vote of 10 to 1. Voted "Do Pass with HCS" by the Select Committee on General Laws by a vote of 9 to 0.

Under this bill, eligible financial institutions are permitted to offer and conduct savings promotion programs. A savings promotion program is a contest offered by an eligible financial institution that offers participants chances to win prizes if they make a minimum deposit into an eligible account.

This bill modifies the provisions relating to credit instruments used in wagering on a licensed excursion gambling boat. A gambling boat accepts credit instruments, such as written checks or automatic bank drafts, in exchange for chips or electronic tokens to be wagered. In addition to creditor protections already existing in law, this bill requires the acceptance of credit instruments be based on the gambler's checking or savings accounts. Credit instruments of \$10,000 or less will only be accepted if the person's creditworthiness is at least twice the amount of the credit instrument or \$10,000 whichever is less. Credit instruments of more than \$10,000 will only be accepted if the person's creditworthiness is equal or in excess of the amount of the credit instrument. A credit instrument will not be secured by an individual's house or other real property, tangible personal property, investments, IRAs, a 401(k), pensions or other retirement accounts, any college saving plans, or any assets whatsoever other than a demand deposit account or accounts.

A licensed attorney or licensed title insurance company, agent, or agency is not precluded from preparing maps or other drawings, conducting investigations into real estate titles and descriptions, and preparing land or legal descriptions for clients or customers. In addition, this bill provides that a title insurer, title agency, or title agent may perform escrow or closing services in residential real estate transactions by giving notice to affected persons that their interests are not protected by the title insurer, agency, or agent in situations where the title insurance policy is not being issued by the title insurer, agency, or agent performing the escrow or closing services. In situations where title insurers, agencies, and agents are exclusively performing escrow, settlement, or closing services, it is unlawful for the entities to do so unless they clearly disclose to the sellers, buyers, and lenders involved in the escrows, settlements, or closings that no title insurer is providing any protection for

closing or settlement funds.

This bill is similar to HB 2257 and HB 2515 (2016).

PROPONENTS: Supporters say that this bill encourages people to start saving.

Testifying for the bill were Senator Nasheed and the Missouri Credit Union Association.

OPPONENTS: There was no opposition voiced to the committee.