

By: Representative Gunn

To: Banking and Financial  
Services

## HOUSE BILL NO. 719

1 AN ACT TO PROVIDE THAT ANY PERSON WHO IS MEMBER OF THE  
2 MISSISSIPPI NATIONAL GUARD OR AN ARMED FORCES RESERVE UNIT BASED  
3 IN MISSISSIPPI WHO IS CALLED TO ACTIVE DUTY SERVICE, AND WHO HAS A  
4 LOAN OUTSTANDING WHEN THE ACTIVE DUTY SERVICE BEGINS, SHALL NOT  
5 HAVE TO PAY THE INTEREST AND OTHER FINANCE CHARGES THAT OTHERWISE  
6 WOULD BE DUE ON THE LOAN DURING THE TIME OF ACTIVE DUTY SERVICE;  
7 TO PROVIDE THAT PAYMENT OF THE INTEREST AND OTHER FINANCE CHARGES  
8 THAT OTHERWISE WOULD BE DUE ON THE LOAN WILL BE SUSPENDED WHILE  
9 THE PERSON IS SERVING ON ACTIVE DUTY, AND INTEREST AND FINANCE  
10 CHARGES WILL NOT ACCRUE ON THE LOAN DURING THAT TIME; TO PROVIDE  
11 THAT THIS ACT APPLIES TO ANY PERSON WHO IS CALLED TO ACTIVE DUTY  
12 SERVICE, WHETHER BEFORE OR AFTER THE EFFECTIVE DATE OF THE ACT;  
13 AND FOR RELATED PURPOSES.

14 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

15 **SECTION 1.** (1) Any person who is a member of the  
16 Mississippi National Guard or a member of a reserve component of  
17 the United States Armed Forces that is based in Mississippi, who  
18 is called to active duty service with the National Guard or the  
19 reserve component of the Armed Forces, and who has any type of  
20 loan of money or extension of credit outstanding at the time he or  
21 she begins the active duty service, shall not have to pay the  
22 interest and other finance charges that otherwise would be due on  
23 the loan or extension of credit during each month that he or she  
24 serves on active duty, after giving written notice of the active  
25 duty service to the lender.

26 (2) Payment of the interest and other finance charges that  
27 otherwise would be due on the loan or extension of credit will be  
28 suspended while the person is serving on active duty, and interest  
29 and finance charges will not accrue on the loan or extension of  
30 credit during that time.

31 (3) When the person is no longer serving on active duty, he  
32 or she shall give notice to the lender and resume payment of the

33 interest and other finance charges on the loan or extension of  
34 credit in accordance with the original repayment schedule agreed  
35 upon by the lender and the borrower.

36 (4) The provisions of this section shall apply to any person  
37 who is called to active duty service with the National Guard or  
38 the reserve component of the Armed Forces, whether before or after  
39 the effective date of this act; however, suspension of payment of  
40 the interest and other finance charges that otherwise would be due  
41 on the loan or extension of credit shall not be effective until  
42 after the person has given written notice of the active duty  
43 service to the lender, and shall not be retroactive to cover any  
44 periods of active duty service that occurred before the effective  
45 date of this act.

46 **SECTION 2.** This act shall take effect and be in force from  
47 and after its passage.