

113TH CONGRESS
1ST SESSION

H. R. 2892

To amend the Fair Debt Collection Practices Act to preclude law firms and licensed attorneys from the definition of a debt collector when taking certain actions.

IN THE HOUSE OF REPRESENTATIVES

JULY 31, 2013

Mr. PERLMUTTER (for himself and Mr. BACHUS) introduced the following bill;
which was referred to the Committee on Financial Services

A BILL

To amend the Fair Debt Collection Practices Act to preclude law firms and licensed attorneys from the definition of a debt collector when taking certain actions.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Fair Debt Collection
5 Practices Technical Clarification Act of 2013”.

6 **SEC. 2. LEGAL PROCEEDING EXCEPTION.**

7 Section 803(6) of the Fair Debt Collection Practices
8 Act (12 U.S.C. 1692a(6)) is amended—

1 (1) by redesignating subparagraph (F) as sub-
2 paragraph (G); and

3 (2) by inserting after subparagraph (E) the fol-
4 lowing:

5 “(F) any law firm or licensed attorney—

6 “(i) serving, filing, or conveying for-
7 mal legal pleadings, discovery requests, or
8 other documents pursuant to the applicable
9 rules of civil procedure; or

10 “(ii) communicating in, or at the di-
11 rection of, a court of law or in depositions
12 or settlement conferences, in connection
13 with a pending legal action to collect a
14 debt on behalf of a client; and”.

○