

Proposed Model State Disaster Relief Legislation

American Financial Services Association

Disaster exception. A holder must attempt to deliver the deferral agreement or a summary of the deferral terms to the buyer, but is not required to obtain the buyer's signature, if the following conditions are met:

- (1)
 - (i) The buyer resides in an area declared as a disaster under either the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Public Law 100-707) (the "Stafford Act") or state disaster law;
 - (ii) the buyer's primary place of employment is located in an area declared as a disaster under either the Stafford Act or state disaster law; and
- (2) The deferment occurs before, or within thirty (30) days after, the disaster declaration has been terminated:
 - (i) by executive order; or
 - (ii) by expiration of the disaster declaration under the Stafford Act or as described in state disaster law.