

BANKING  
DEPARTMENT OF BANKING AND INSURANCE  
DIVISION OF BANKING

Retail Installment Sales Act Rules

Readoption with Amendments: N.J.A.C. 3:20

Proposed: August 7, 2006 at 38 N.J.R. 3106(a).

Adopted: October 26, 2006 by Steven M. Goldman, Commissioner Department of Banking and Insurance

Filed: October 26, 2006 as R.2006 d. 410, with technical changes not requiring additional public notice and comment (see N.J.A.C. 1:30-6.3).

Authority: N.J.S.A. 17:1-15(e), 17:16C-27 and 17:16C-34.

Effective Date: October 26, 2006, Readoption  
December 4, 2006, Amendments.

Expiration Date: October 26, 2011

Summary of Public Comment and Agency Response:

No public comments were received.

Summary of Changes upon Adoption:

The agency is changing the public laws references in the proposal to New Jersey statutes citations upon adoption.

Federal Standards Statement

A Federal standards analysis is not required because the readopted rules and adopted amendments are not subject to any Federal requirements or standards.

Full text of the readopted rules can be found in the New Jersey Administrative Code at N.J.A.C. 3:20.

**Full text** of the adopted amendments follow (additions to proposal indicated in boldface with asterisks **\*thus\***; deletions from proposal indicated in brackets with asterisks **\*[thus]\***):

### 3:20-1.1 Sales and use tax disclosure

For the purpose of implementing **\*[Sections 27(a), (b) and (c) of Chapter 40, P.L. 1960]\* \*N.J.S.A. 17:16C-27(a), (b) and (c)\***, the Retail Installment Sales Act of 1960, as these Sections relate to **\*[Sections 12(a) and 2(d) of Chapter 30, P.L. 1966]\* \*N.J.S.A. 54:32B-2(d) and 54:32B-12(a)\***, the Sales and Use Tax Act, the sales tax, if applicable, shall be shown as a separate item in the manner prescribed below, if the down payment or any part of the down payment represents a credit given by the retail seller to the retail buyer as authorized by **\*[Section 2(d) of Chapter 30, P.L. 1996]\* \*N.J.S.A. 54:32B-2(d)\***.

Cash price (Sales Tax \$50.00)		\$1,050.00
	or	
Cash price		\$1,000.00
Sales Tax		50.00
Total cash price		\$1,050.00
Cash price		\$1,000.00
Allowance on trade-in		500.00
Adjusted cash price (Sales Tax \$25.00)		\$ 525.00
	or	
Cash price		\$1,000.00
Allowance on trade-in		500.00
Adjusted cash price		\$ 500.00
Sales tax		25.00
Total cash price		\$ 525.00

3:20-1.2 Commissioner of Department of Banking and Insurance

The word “Commissioner” as used in \*[Section 34 of Chapter 40, P.L. 1960]\* **\*N.J.S.A. 17:16C-34\***, the Retail Installment Sales Act of 1960, means the Commissioner of the Department of Banking and Insurance.

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