

Chart 2
SUMMARY OF SECURITY-DEPOSIT-STATUTES

Issue/Provision	Number of States	List
<i>Re Attorney Fees</i>		
Attorney-Fee Provision Other than English Rule ¹	19	AK, AZ, CO, GA, IL, IN, ME, MD, MA, NE, NJ, NM, OH, RI, SC, TN, UT, VT, VA
English Rule Attorney-Fee Provision but no other Attorney-Fee Rule ¹	8	FL, IA, LA, MT, OK, OH, OR, WA
No Attorney-Fee Provision	24	AL, AZ, CA, CT, DE, DC, HI, ID, KS, KY, MI, MN, MO, NV, NH, NY, NC, ND, PA, SD, WV, WI, WY
<i>Re Late Return</i>		
Penalty for Late Return More Than Mere Forfeit of Deposit	31	AL, AK, AZ, AR, CA, CT, DE, GA, IL, IN, KS, LA, MD, MA, MN, MO, NE, NV, NH, NJ, NM, OH, OR, PA, RI, SC, SD, TX, UT, WA, WV
Penalty for Late Return That Is Mere Forfeit of Deposit	13	CO, DC, FL, HI, IA, ME, MI, MT, NC, OK, VT, VA, WY
No Penalty for Late Return	7	ID, KY, MS, NY, ND, TN, WI
<i>Re Bad Faith Non Return</i>		
Penalty	26	AK, AZ, AR, CA, CO, CT, DC, GA, HI, IL, IA, LA, ME, MD, MN, MS, MO, MT, NM, NC, ND, OR, SD, TX, VT, VA
Penalty is Flat \$ Figure	5	CT, MN, MS, NM, SD
Other Type of Penalty	21	AK, AZ, AR, CA, CO, DC, GA, HI, IL, IA, LA, ME, MD, MO, MT, NC, ND, OR, TX, VT, VA
No Penalty	25	AL, DE, FL, ID, IN, KS, KY, MA, MI, NE, NH, NJ, NV, NY, OH, OK, PA, RI, SC, TN, UT, WA, WV, WI, WY

¹ “English Rule” means that the winner of the case may get an award of attorney fees.

Issue/Provision	Number of States	List
<i>Re Cap on Deposit</i>		
Cap	25	AK, AZ, AR, CA, CT, DE, DC, HI, IA, KS, ME, MD, MA, MI, MO, NE, NV, NH, NJ, NM, NC, ND, PA, RI, VA
No Cap	26	CO, FL, GA, ID, IL, IN, KY, LA, MN, MS, MT, NY, OH, OK, OR, SC, SD, TN, TX, UT, VT, WA, WV, WI, WY
<i>Re Escrow Requirement</i>		
Required	20	CT, DE, DC, FL, GA, IA, KY, ME, MD, MA, MI, NH, NJ, NY, NC, ND, OK, PA, TN, WA
Not Required	31	AL, AK, AZ, AR, CA, CO, HI, ID, IL, IN, KS, LA, MN, MS, MO, MT, NE, NV, NM, OH, OR, RI, SC, SD, TX, UT, VT, VA, WV, WI, WY
<i>Re Interest Requirement</i>		
Required	18	CT, DE, DC, FL, IL, IA, KY, MD, MA, MN, NH, NJ, NM, NY, NC, ND, OH, PA
Not Required	33	AL, AK, AZ, AR, CA, CO, GA, HI, ID, IN, KS, LA, ME, MI, MS, MO, MT, NE, NV, OK, OR, RI, SC, SD, TN, TX, UT, VT, VA, WA, WV, WI, WY
<i>Return Period</i>		
≤ 14 days	5	AK, HI, NE, SD, VT,
15-21 days	7	AZ, CA, DE, MN, RI, WA, WI
1 month or 30-31 days	23	CT, GA, IA, ID, KS, KY, LA, ME, MA, MI, MO, MT, ND, NH, NJ, NM, NV, OH, OR, PA, SC, TX, WY
effectively 37-38 days	1	UT
45 days	8	DC, FL, IL, IN, MD, MS, OK, VA,
60 days	6	AL, AR, CO, NC, TN, WV
reasonable time	1	NY

