S T A T E O F N E W Y O R K

5686

2013-2014 Regular Sessions

I N A S S E M B L Y

March 5, 2013

Introduced by M. of A. ROBERTS, MILLER, CROUCH, SKOUFIS, MONTESANO, SCARBOROUGH, STEVENSON, ROSENTHAL, COOK, COLTON, ROBINSON, RIVERA -- Multi-Sponsored by -- M. of A. ARROYO, GOTTFRIED, HIKIND, JACOBS, LUPINACCI, WEISENBERG -- read once and referred to the Committee on Consumer Affairs and Protection

AN ACT to amend the general business law, in relation to requiring commercial establishments imposing credit card surcharges or fees to disclose such information to purchasers

THE PEOPLE OF THE STATE OF NEW YORK, REPRESENTED IN SENATE AND ASSEMBLY, DO ENACT AS FOLLOWS:

Section 1. Section 519 of the general business law is amended by adding a new subdivision 1-a to read as follows:

1-A. COMMERCIAL ESTABLISHMENTS IMPOSING CREDIT CARD SURCHARGES AND/OR FEES ON THE PURCHASE OR LEASE OF PROPERTY MUST PROVIDE CLEAR DISCLOSURE OF SUCH TO CUSTOMERS. SUCH DISCLOSURE SHALL REQUIRE THE ESTABLISHMENT TO CLEARLY STATE AND/OR POST THAT A SURCHARGE OR FEE IS BEING IMPOSED AND THE DOLLAR AMOUNT OR PERCENTAGE OF THE SURCHARGE OR FEE. SUCH DISCLOSURE SHALL BE POSTED: (A) AT THE POINT OF STORE ENTRY; (B) AT THE POINT OF INTERACTION OR SALE WITH THE CUSTOMER; AND (C) ON THE TRANSACTION RECEIPT PROVIDED TO THE PURCHASER.

S 2. This act shall take effect on the sixtieth day after it shall have become a law.

EXPLANATION--Matter in ITALICS (underscored) is new; matter in brackets [ ] is old law to be omitted.

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