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I N S E N A T E

April 2, 2014

Introduced by Sen. MAZIARZ -- read twice and ordered printed, and when printed to be committed to the Committee on Consumer Protection

AN ACT to amend the general business law, in relation to providing discounts for non-credit card payments

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

1 Section 1. Section 518 of the general business law, as added by chap-
2 ter 160 of the laws of 1984, is amended to read as follows:
3 S 518. Credit card surcharge prohibited. No seller in any sales trans-
4 action may impose a surcharge on a holder who elects to use a credit
5 card in lieu of payment by cash, check, or similar means. NOTHING IN
6 THIS SECTION OR IN ANY OTHER LAW SHALL BE CONSTRUED TO PROHIBIT,
7 RESTRICT OR LIMIT IN ANY WAY A SELLER'S ABILITY TO PROVIDE A DISCOUNT TO
8 A PERSON THAT MAKES PAYMENT BY CASH, CHECK OR SIMILAR MEANS.
9 Any seller who violates the provisions of this section shall be guilty
10 of a misdemeanor punishable by a fine not to exceed five hundred dollars
11 or a term of imprisonment up to one year, or both.
12 S 2. This act shall take effect immediately.

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

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