

House Bill 1386

By: Representatives Adesanya of the 43rd, Willis of the 55th, and Draper of the 90th

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 10-1-393.3 of the Official Code of Georgia Annotated, relating to
2 prohibited use of purchaser's credit card information by merchant, so as to limit the amount
3 of surcharges charged by merchants for purchasers' use of credit cards; to provide for related
4 matters; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Code Section 10-1-393.3 of the Official Code of Georgia Annotated, relating to prohibited
8 use of purchaser's credit card information by merchant, is amended by adding a new
9 subsection to read as follows:

10 "(d.1) A merchant shall be prohibited from requiring a purchaser using a credit card for
11 any transaction to pay a surcharge in an amount that exceeds the actual cost to the merchant
12 to process the transaction."

13 **SECTION 2.**

14 All laws and parts of laws in conflict with this Act are repealed.