2024 Regular Session

HOUSE BILL NO. 484

BY REPRESENTATIVE LAFLEUR

CREDIT/CARDS: Provides relative to surcharges for credit card use

1   AN ACT

2   To enact R.S. 9:3518.5, relative to credit card surcharge fees; to prohibit certain excess fees;

3   to provide for liability; and to provide for related matters.

4   Be it enacted by the Legislature of Louisiana:

5   Section 1. R.S. 9:3518.5 is hereby enacted to read as follows:

6   §3518.5. Credit card surcharge fee; prohibiting certain excess fees; liability

7   A. Any retail business that adds a surcharge onto a purchase when a

8   consumer uses a credit or debit card shall not charge a surcharge amount that is

9   greater than the amount the business pays to process the transaction.

10   B. A retail business that violates the provisions of this Section shall be liable

11   to the cardholder for any damages or expenses, or both, which the cardholder incurs.

12   C. As used in this Section:

13   (1) "Cardholder" has the meaning ascribed to it in R.S. 9:3518.3.

14   (2) "Surcharge" means any additional amount of money imposed at the time

15   of the transaction by a retail business which increases the charge to the consumer for

16   the privilege of using a credit or debit card.

DIGEST

The digest printed below was prepared by House Legislative Services. It constitutes no part of the legislative instrument. The keyword, one-liner, abstract, and digest do not constitute part of the law or proof or indicia of legislative intent. [R.S. 1:13(B) and 24:177(E)]

HB 484 Original   2024 Regular Session   LaFleur

Abstract: Prohibits a business from charging a debit or credit cardholder certain excess card usage fees.

Proposed law provides that a retail business shall not charge a surcharge or credit card processing amount greater than the amount the business pays to process the transaction.

Proposed law provides that a retail business in violation of proposed law shall be liable to the credit or debit cardholder.

Proposed law defines "cardholder" and "surcharge".

(Adds R.S. 9:3518.5)