

HOUSE BILL 1114  
By Shepard

AN ACT to amend Tennessee Code Annotated, Title 39, Chapter 14, Part 1, relative to fraudulent use of a credit or debit card.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-14-118, is amended by adding the following new subsections thereto:

(d) A person commits the crime of fraudulent use of a credit or debit card who uses, or allows to be used, a scanner, reader, or other electronic device to access, read, obtain, memorize, or store, temporarily or permanently, information encoded on the magnetic strip or stripe of a payment card without the permission of the authorized user of the payment card with the intent to defraud the authorized user, the issuer of the authorized user's payment card, or a merchant.

(e) A person commits the crime of fraudulent use of a credit or debit card who uses, or allows to be used, an electronic device that places encoded information from the magnetic strip or stripe of a payment card onto the magnetic strip or stripe of a different payment card without the permission of the authorized user of the payment card with the intent to defraud the authorized user, the issuer of the authorized user's payment card, or a merchant.

SECTION 2. This act shall take effect July 1, 2003, the public welfare requiring it.