

HOUSE BILL 897

By Powell

AN ACT to amend Tennessee Code Annotated, Title 9;  
Title 45; Title 47; Title 50, Chapter 2; Title 55,  
Chapter 2 and Title 67, Chapter 1, Part 7, relative  
to fees on credit, debit or other charge card  
transactions.

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

SECTION 1. Tennessee Code Annotated, Title 47, Chapter 22, is amended by adding the following language as a new, appropriately designated part:

47-22-301. For purposes of this part:

(1) "Credit card":

(A) Means any card, token, or similar identification device which is issued for the purpose of obtaining money, services, or merchandise pursuant to a credit arrangement; and

(B) Includes cards to which unpaid balances are payable on demand;

and

(2) "Surcharge" means any additional amount imposed at the time of the sales or lease transaction by the merchant, seller, or lessor that increases the charge to the buyer or lessee for the privilege of using a credit or charge card.

47-22-302.

Notwithstanding any law to the contrary, no seller or lessor in any sales or lease transaction or any entity issuing credit or charge cards may impose a surcharge on a card holder who elects to use a credit or charge card in lieu of payment by cash, check, or similar means.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring

it.