



Rep. Robert Rita

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1 AMENDMENT TO SENATE BILL 1829

2 AMENDMENT NO. \_\_\_\_\_. Amend Senate Bill 1829 by replacing  
3 line 12 on page 5 through line 10 on page 7 with the following:

4 "(a) The issuer of a general use reloadable card shall make  
5 the disclosures required under this Section in accordance with  
6 the following standards:

7 (1) The disclosures shall be clear and conspicuous. The  
8 disclosures may contain commonly accepted or readily  
9 understandable abbreviations or symbols.

10 (2) The disclosures required under items (1), (2), and  
11 (3) of subsection (b) of this Section shall be provided to  
12 the consumer in written or electronic form. When cards are  
13 sold online, the disclosures required by item (1) of  
14 subsection (b) of this Section must be clearly and  
15 conspicuously accessible on the issuer's Internet website  
16 prior to purchase.

17 (3) For joint accounts, only one set of the required  
18 disclosures shall be provided and may be given to any of

1 the account holders.

2 (4) Issuers may design their own disclosure format,  
3 provided that all fees required to be disclosed under  
4 subsection (b) of this Section are included, the amount of  
5 each fee is disclosed along with the frequency at which  
6 each fee may be assessed, and the substance and clarity of  
7 the disclosures are not affected.

8 (b) The issuer must make the following disclosures:

9 (1) Before a general use reloadable card is purchased,  
10 the issuer shall disclose to the consumer the amount of  
11 any:

12 (A) card purchase fee;

13 (B) monthly maintenance fee;

14 (C) cash withdrawal fee at an ATM and cash advance  
15 fee at retail locations;

16 (D) reload fee; and

17 (E) balance inquiry fee, unless disclosure of the  
18 balance is available to the consumer without cost via  
19 telephone or Internet access.

20 The disclosures required in this item (1) must be made  
21 on the portion of the card packaging accessible to the  
22 consumer prior to purchase for all cards sold at retail  
23 locations.

24 (2) The issuer shall include the following disclosures  
25 on the card:

26 (A) the expiration date of the card, if any; and

1           (B) a toll-free telephone number and, if one is  
2           maintained, an Internet website that a consumer may use  
3           to obtain information about fees and to obtain a  
4           replacement card after the card expires if the  
5           underlying funds may be available thereafter.

6           (3) The issuer shall disclose with the card the amount  
7           of each type of fee not disclosed in item (1) of this  
8           subsection (b) that may be imposed in connection with the  
9           card after purchase (or, if variable, an explanation of how  
10           the fee shall be determined) and the conditions under which  
11           the fee may be imposed.

12           (c) A card, code, or other access device is not a general  
13           use reloadable card merely because the issuer or processor is  
14           technically able to add functionality that would otherwise  
15           enable the card, code, or other access device to be reloaded.

16           (d) Compliance with the federal Electronic Fund Transfer  
17           Act and any regulations issued under that Act regarding general  
18           use reloadable card disclosures shall constitute compliance  
19           with this Section.

20           (e) The requirements of this Section shall apply to any  
21           general use reloadable card sold to a consumer on or after  
22           January 1, 2015.

23           (f) In this Section, "card" means a general use reloadable  
24           card."