

By: Representative Moak

To: Banking and Financial  
Services; Ways and Means

HOUSE BILL NO. 759

1 AN ACT TO PROHIBIT A SELLER IN THE SALE OF GOODS OR SERVICES  
2 FROM IMPOSING A SURCHARGE ON A BUYER WHO USES A CREDIT CARD FOR AN  
3 EXTENSION OF CREDIT INSTEAD OF CASH, A CHECK, OR A SIMILAR MEANS  
4 OF PAYMENT; TO PROVIDE FOR A PENALTY FOR VIOLATIONS OF THIS ACT;  
5 AND FOR RELATED PURPOSES.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MISSISSIPPI:

7 **SECTION 1.** (1) In the sale of goods or services, a seller  
8 may not impose a surcharge on a buyer who uses a credit card for  
9 an extension of credit instead of cash, a check, or a similar  
10 means of payment. As used in this section, the term "credit card"  
11 has the meaning as defined in Section 97-19-9.

12 (2) A person who violates this section is guilty of a  
13 misdemeanor and, upon conviction, shall be punished by a fine of  
14 not more than Five Hundred Dollars (\$500.00), or by imprisonment  
15 in the county jail for not more than six (6) months, or by both.

16 **SECTION 2.** This act shall take effect and be in force from  
17 and after July 1, 2013.

