

Bill No. CS/CS/HB 1053, 2nd Eng.

Amendment No.      Barcode 741058

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senators Klein and Brown-Waite moved the following amendment to amendment (510902):

**Senate Amendment (with title amendment)**

On page 162, between lines 23 and 24,

insert:

Section 107. Subsection (4) is added to section 526.304, Florida Statutes, to read:

526.304 Predatory practices unlawful; exceptions.--  
(4) Notwithstanding any other provision of law to the contrary, in determining whether the sale of motor fuel at a retail outlet is unlawful under this section, the retail sale shall be deemed to be made at the posted pump price, exclusive of any discount received by the purchaser through an in-store retail sales promotion, or that is conditioned upon a required purchase or upon the method or manner of payment, including through the use of a credit card, debit card, or special discount card. Nothing in this subsection, however, authorizes any activity or conduct that would otherwise be unlawful under the antitrust laws of this state or the United States.

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(Redesignate subsequent sections.)

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

On page 172, line 9, after the semicolon,

insert:

amending s. 526.304, F.S.; clarifying the  
determination of predatory practices;