

1 A bill to be entitled
 2 An act relating to debit cards; creating s. 501.0116,
 3 F.S.; requiring that a service station merchant disclose
 4 the length of time and dollar amount of the
 5 preauthorization hold applicable to an off-line
 6 transaction for the purchase of motor fuel using a debit
 7 card; providing that failure to disclose such information
 8 is a deceptive and unfair trade practice; limiting the
 9 length of the preauthorization hold that may be imposed
 10 for an on-line transaction using a debit card; providing a
 11 penalty; providing an effective date.

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13 Be It Enacted by the Legislature of the State of Florida:

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15 Section 1. Section 501.0116, Florida Statutes, is created
 16 to read:

17 501.0116 Preauthorization holds for off-line or on-line
 18 transactions for the purchase of motor fuel using a debit
 19 card.--

20 (1) A service station merchant must disclose in
 21 conspicuous type at the point of sale the length of time and
 22 dollar amount of any preauthorization hold that applies to an
 23 off-line debit card transaction for the purchase of motor fuel.
 24 The failure to provide such disclosure constitutes a deceptive
 25 and unfair trade practice under part II.

26 (2) A preauthorization hold for an on-line debit card
 27 transaction for the purchase of motor fuel may not exceed 2
 28 hours after the time that the transaction is submitted by the

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29 merchant or the time that the merchant receives the transaction-
30 completion message, whichever occurs earlier.

31 (3) A person who violates this section commits a
32 misdemeanor of the second degree, punishable as provided in s.
33 775.082 or s. 775.083. This penalty is in addition to any other
34 civil remedies provided by law.

35 Section 2. This act shall take effect July 1, 2007.