



General Assembly

January Session, 2015

Amendment

LCO No. 7633



Offered by:

REP. MILLER P., 145th Dist.
REP. STALLWORTH, 126th Dist.
REP. ADAMS, 146th Dist.
REP. BAKER, 124th Dist.
REP. PORTER, 94th Dist.
REP. VARGAS, 6th Dist.
REP. ROSARIO, 128th Dist.
REP. HEWETT, 39th Dist.
REP. MORRIS, 140th Dist.
REP. CUEVAS, 75th Dist.
REP. SANCHEZ, 25th Dist.
REP. MCGEE, 5th Dist.
REP. JOHNSON, 49th Dist.
REP. MORIN, 28th Dist.
REP. ARCE, 4th Dist.
REP. MCCRORY, 7th Dist.
REP. BUTLER, 72nd Dist.

REP. TONG, 147th Dist.
REP. GONZALEZ, 3rd Dist.
REP. RYAN, 139th Dist.
REP. SANTIAGO, 84th Dist.
REP. LEMAR, 96th Dist.
REP. ORANGE, 48th Dist.
REP. SANTIAGO, 130th Dist.
REP. WALKER, 93rd Dist.
REP. ROJAS, 9th Dist.
REP. SIMMONS, 144th Dist.
REP. TERCYAK, 26th Dist.
REP. CANDELARIA, 95th Dist.
REP. ABERCROMBIE, 83rd Dist.
REP. SCANLON, 98th Dist.
REP. FRITZ, 90th Dist.
SEN. COLEMAN, 2nd Dist.
SEN. WINFIELD, 10th Dist.

To: Subst. Senate Bill No. 975

File No. 340

Cal. No. 516

(As Amended by Senate Amendment Schedule "A")

**"AN ACT MAKING MINOR AND TECHNICAL CHANGES TO
DEPARTMENT OF CONSUMER PROTECTION STATUTES."**

1 After the last section, add the following and renumber sections and

2 internal references accordingly:

3 "Sec. 501. (NEW) (*Effective October 1, 2015*) (a) For the purposes of
4 this section, "gift card" means a record evidencing a promise, made for
5 consideration, by the seller or issuer of the record that goods or
6 services will be provided to the owner of the record to the value shown
7 in the record and includes, but is not limited to, a record that contains
8 a microprocessor chip, magnetic stripe or other means for the storage
9 of information, that is prefunded and for which the value is
10 decremented upon each use, an electronic gift card, stored-value card
11 or certificate, a store card or a similar record or card. "Gift card" does
12 not include: (1) A general-use prepaid card, as defined in 12 CFR
13 1005.20(a)(3), as from time to time amended, (2) a gift certificate
14 donated or sold below face value by a retailer to a charitable
15 organization or nonprofit community organization, (3) a linked
16 prepaid card, as defined in section 42-460a of the general statutes, (4) a
17 card or certificate issued by a retailer pursuant to an awards, loyalty or
18 promotional program for which no money or other item of monetary
19 value was exchanged, (5) a gift certificate or card sold below face value
20 by a retailer, (6) a gift certificate or card sold by a retailer, restaurant or
21 franchisee that does not have or only has one retail, restaurant or
22 franchise establishment in this state, or (7) a gift certificate that is
23 issued only on paper.

24 (b) If a person uses a gift card to purchase goods or services and the
25 balance on the gift card is less than ten dollars after such purchase, the
26 person accepting the gift card as payment, if requested by the
27 purchaser, shall provide the purchaser with a cash refund equal to the
28 value of the remaining balance on the gift card after the purchase.

29 (c) The seller or issuer of a gift card used pursuant to subsection (b)
30 of this section may deduct not more than one dollar as a processing fee
31 from the cash refund provided to the purchaser.

32 (d) Any person who violates the provisions of subsection (b) of this
33 section shall be fined one hundred dollars for a first offense, two

34 hundred dollars for a second offense and two hundred fifty dollars for
35 each subsequent offense."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	October 1, 2015	New section