

CHAPTER NO. 161

HOUSE BILL NO. 1095

By Representatives McMillan, Harwell, Langster, Henri Brooks, Eldridge

Substituted for: Senate Bill No. 1843

By Senators Herron, Bryson, Burks

AN ACT to amend Tennessee Code Annotated, Title 47, Chapter 18, Part 1, relative to identity theft and the protection of certain credit and debit card numbers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 47, Chapter 18, Part 1, is amended by adding the following as a new section:

§ 47-18-126.

(a) Except as otherwise provided in subsection (b), no person that accepts credit cards or debit cards for the transaction of business shall print or cause to be printed more than five (5) digits of the card number or the expiration date upon either the receipt retained by the merchant or the receipt provided to the cardholder at the point of the sale or transaction.

(b) This section shall apply only to receipts that are electronically printed, and shall not apply to transactions in which the sole means of recording a credit card or debit card account number is by handwriting or by an imprint or copy of the card.

(c) A violation of this section is an unfair and deceptive trade practice and punished as provided in this part.

(d)

(1) Effective upon this act becoming a law, the provisions of this section shall apply to any cash register or other machine or device that electronically prints receipts for credit card or debit card transactions that was first put into use on or after January 1, 2005.

(2) Effective January 1, 2007, the provisions of this section shall apply to any cash register or other machine or device that electronically prints receipts for credit card or debit card transactions that was in use prior to January 1, 2005.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: April 27, 2005

  
JIMMY RAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
JOHN S. WILDER  
SPEAKER OF THE SENATE

APPROVED this 13<sup>th</sup> day of May 2005

  
PHIL BREDESEN, GOVERNOR