

FIRST REGULAR SESSION

HOUSE BILL NO. 431

102ND GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PERKINS.

0335H.011

DANA RADEMAN MILLER, Chief Clerk

AN ACT

To amend chapter 407, RSMo, by adding thereto one new section relating to retail establishments, with a penalty provision.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Chapter 407, RSMo, is amended by adding thereto one new section, to be known as section 407.215, to read as follows:

- 407.215. 1. Except as provided under subsection 2 of this section, a retail establishment offering goods or services for sale shall accept United States currency, including Federal Reserve Notes, from a buyer to purchase the goods or services.**
- 2. This section does not apply to:**
- (1) Any retail establishment that does not have an individual accepting payment in person for the goods and services offered;**
 - (2) Any retail transaction that requires:**
 - (a) A security deposit be placed on a credit card; or**
 - (b) A credit card number be provided to cover unforeseen damages or expenses;**
 - (3) Any retail establishment that uses a device to convert a consumer's cash into a prepaid card that allows the consumer to complete a transaction at the retail establishment if:**
 - (a) The transaction does not include a fee;**
 - (b) The transaction does not require a minimum deposit amount greater than one dollar;**
 - (c) Upon request, the consumer is provided with a receipt indicating the amount of cash the consumer deposited onto the prepaid card; and**

EXPLANATION — Matter enclosed in bold-faced brackets ~~thus~~ in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

18 **(d) The underlying moneys on the prepaid card are not subject to an expiration**
19 **date, and there is no limit on the number of transactions that may be completed using**
20 **the prepaid card;**

21 **(4) Any bank, as defined under section 362.010, or credit union, as defined under**
22 **section 370.005; or**

23 **(5) Any retail establishment with more than one point of sale at a single address**
24 **if one or more points of sale at the address accept United States currency, including**
25 **Federal Reserve Notes.**

26 **3. Failing to accept United States currency from a buyer as required by this**
27 **section is a class D misdemeanor and, upon conviction, shall be punished by a fine of not**
28 **more than five hundred dollars per transaction or attempted transaction.**

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