

FIRST REGULAR SESSION

HOUSE BILL NO. 593

98TH GENERAL ASSEMBLY

INTRODUCED BY REPRESENTATIVE PETERS.

1120L.021

D. ADAM CRUMBLISS, Chief Clerk

AN ACT

To amend chapter 407, RSMo, by adding thereto one new section relating to consumer transactions.

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 407.1525, to read as follows:

407.1525. 1. This section shall be known and may be cited as the "Mobile Wallet Act of 2015".

2. As used in this section, the following terms mean:

(1) "Mobile payment", a point-of-sale payment made through a mobile device, such as a cellular phone, a smartphone, a personal digital assistant, or a tablet computer;

(2) "Point-of-sale", the capturing of data and customer payment information at a physical location when goods or services are bought and sold. The point-of-sale transaction is captured using a variety of devices which include computers, cash registers, optical and bar code scanners, magnetic card readers, or any combination of these devices.

3. For any mobile payment transaction conducted in this state, a merchant shall require a consumer to provide a state-issued driver license or a nondriver identification card matching the financial account holder at the time of the transaction. A merchant shall also record the driver license number or the nondriver identification card number. If there is an unauthorized payment using the mobile payment method and if it is shown that the merchant failed to check and record the information required under this subsection, the merchant shall reimburse the financial institution that covered any charges for the unauthorized use of the consumer's financial account.

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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.