
HOUSE COMMITTEE AMENDMENTS

2026 Regular Session

Amendments proposed by House Committee on Commerce to Reengrossed Senate Bill No. 254 by Senator Mizell

1 AMENDMENT NO. 1

2 On page 1, line 4, between "liability;" and "to" insert "to provide for a private right of
3 action;"

4 AMENDMENT NO. 2

5 On page 1, line 10, change "**reporting**" to "**definitions**"

6 AMENDMENT NO. 3

7 On page 1, line 11, change "**Section:**" to "**Chapter:**"

8 AMENDMENT NO. 4

9 On page 1, line 13, change "**shall include**" to "**includes**"

10 AMENDMENT NO. 5

11 On page 2, delete lines 8 through 10 and insert in lieu thereof the following:

12 **"C.(1) A retail business that violates the provisions of this Section shall**
13 **be liable to the cardholder for actual damages incurred as a result of the**
14 **violation.**

15 **(2) Prior to filing a civil action, a cardholder shall provide written notice**
16 **of the alleged violation to the retail business. If the retail business cures the**
17 **violation and reimburses the cardholder for any surcharge assessed within**
18 **thirty days after receipt of written notice, no private right of action shall arise**
19 **from the alleged violation.**

20 **(3) A private right of action pursuant to this Section shall apply only to**
21 **willful violations, repeated violations, or violations that are not cured within the**
22 **time period provided in Paragraph (2) of this Subsection.**

23 **(4) Nothing in this Section shall limit the authority of the attorney**
24 **general to enforce the provisions of this Chapter pursuant to R.S. 51:3082."**

25 AMENDMENT NO. 6

26 On page 2, line 11, change "**penalties**" to "**penalties; reporting**"