

AN ACT

1 Providing for verification of person accepting offer of credit.

2 The General Assembly of the Commonwealth of Pennsylvania

3 hereby enacts as follows:

4 Section 1. Short title.

5 This act shall be known and may be cited as the Credit Card
6 Verification Procedure Act.

7 Section 2. Verification required.

8 A credit card issuer that mails an offer or solicitation to
9 receive a credit card and receives an acceptance of that offer
10 that lists an address that is different from the address on the
11 offer or solicitation shall verify the change of address by
12 contacting the person to whom the offer or solicitation was
13 mailed before issuing the credit card.

14 Section 3. Verification process.

15 A credit card issuer shall be deemed to have verified the
16 address of a person pursuant to section 2 if the issuer does any
17 of the following:

1 (1) Telephones the person at a telephone number
2 appearing in a publicly available directory or database as
3 the telephone number of the person to whom the offer or
4 solicitation was made and the person verifies his identity by
5 providing identifying information and acknowledges his
6 acceptance of the offer or solicitation.

7 (2) Receives from the person accepting the offer proof
8 of identity in the form of an identification document,
9 including, without limitation, a driver's license or
10 passport, which confirms that the person accepting the offer
11 or solicitation is the person to whom the offer or
12 solicitation was made.

13 (3) Uses any other commercially reasonable means to
14 confirm that the person accepting the offer or solicitation
15 is the person to whom the offer or solicitation was made,
16 including, without limitation, any means adopted in Federal
17 regulations.

18 Section 4. Liability for unauthorized use.

19 Notwithstanding any other provision of law, a person to whom
20 an offer or solicitation to receive a credit card is made shall
21 not be liable for the unauthorized use of a credit card issued
22 in response to that offer or solicitation if the credit card
23 issuer does not verify the change of address pursuant to section
24 2 prior to the issuance of the credit card, unless the credit
25 card issuer establishes that the person actually incurred the
26 charge on the credit card.

27 Section 5. Change of address.

28 When a credit card issuer receives a written or oral request
29 for a change of a cardholder's billing address and subsequently
30 receives a written or oral request for an additional credit card

1 within ten days after the requested change of address, the
2 credit card issuer shall not mail the requested additional
3 credit card to the new address or, alternatively, activate the
4 requested additional card, unless the credit card issuer has
5 verified the change of address pursuant to section 3.

6 Section 6. Effective date.

7 This act shall take effect in 60 days.