

Act No. 168
Public Acts of 2017
Approved by the Governor
November 20, 2017
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November 21, 2017
EFFECTIVE DATE: February 19, 2018

**STATE OF MICHIGAN
99TH LEGISLATURE
REGULAR SESSION OF 2017**

Introduced by Senator Schmidt

ENROLLED SENATE BILL No. 415

AN ACT to amend 1964 PA 283, entitled “An act to regulate and provide standards for weights and measures, and the packaging and advertising of certain commodities; to provide for a state director and other officials and to prescribe their powers and duties; to provide a fee system for certain inspections and tests; to provide penalties for fraud and deception in the use of false weights and measures and other violations; and to repeal certain acts and parts of acts,” (MCL 290.601 to 290.635) by adding section 28f.

The People of the State of Michigan enact:

Sec. 28f. (1) If a pump for dispensing motor fuel for sale at a roadside retail location includes a scanning device for reading a customer payment card as an integral part of the pump, the pump must include a security measure to restrict the unauthorized access of customer payment card information. The security measure must include 1 or more of the following:

(a) Pressure-sensitive security tape that is imprinted with a customized graphic and placed over the panel opening leading to the scanning device so as to restrict unauthorized opening of the panel.

(b) A device or system to render the pump or the scanning device inoperable if the panel is opened without proper authorization.

(c) A means for encrypting the customer payment card information in the scanning device.

(d) A device to replace a manufacturer-supplied standard lock.

(e) Any other measure approved by the department.

(2) If the owner or agent of the owner of a pump required to have a security measure under subsection (1) receives a written notice of noncompliance, he or she shall bring the pump into compliance. If the violation is not corrected within 5 days after receipt of the notice of noncompliance, the department may prohibit the use of the pump until a properly functioning security measure is installed on the device.

(3) As used in this section:

(a) “Customer payment card” means a credit or debit card or other card encoded to provide an electronic means for initiating a fund transfer from the customer’s deposit account or for initiating electronic billing.

(b) “Pump” means a device for measuring and dispensing motor fuel used to propel vehicles on the highways of this state.

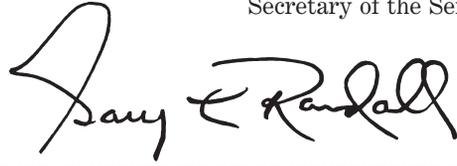
(c) “Scanning device” means a scanner, reader, or any other electronic device that is used to access, read, scan, obtain, memorize, or store, temporarily or permanently, information encoded on the magnetic strip or stripe of a customer payment card.

Enacting section 1. This amendatory act takes effect 90 days after the date it is enacted into law.

This act is ordered to take immediate effect.



Secretary of the Senate



Clerk of the House of Representatives

Approved

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Governor