

**PUBLIC CHAPTER NO. 1000****HOUSE BILL NO. 3393****By Representative Lois DeBerry****Substituted for: Senate Bill No. 3814****By Senators Tate, Kurita, Woodson, Ford, Herron, Berke, Tracy**

AN ACT to amend Tennessee Code Annotated, Title 49, Chapter 7, relative to solicitation and issuance of college credit cards.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following language as a new, appropriately designated section:

§ 49-7-1\_\_.

(a) Any institution of the University of Tennessee system or the state board of regents system that collects personal information from students (including but not limited to names, campus or home addresses, telephone numbers, or other identifying information), for the purpose of using such information in student or campus directories shall include on forms used for such purposes a provision whereby the student may indicate that the student does not wish to receive solicitations, offers, or other advertisements by mail or otherwise based on such directory listing. If a student indicates that the student does not wish to receive solicitations or other such offers, then such preference shall be marked by the student's name and the directory shall contain an explanation of the marking.

(b) It is unlawful for any credit card issuer to recruit potential student cardholders or customers for credit card business on campus or at college or university facilities, or through student organizations; provided, however, that colleges and universities may allow recruitment on days when there are athletic events so long as such recruitment is in accordance with college or university policies.

(c) It is unlawful to knowingly offer gifts or any other promotional incentives to students on campus or at college or university facilities in order to entice such students to apply for credit cards.

(d) Any institution of the University of Tennessee system or the state board of regents system that receives funds from the distribution of credit cards to students or any percentage from the use of cards bearing the college or university name or logo shall report the amount of such funds or percentage which it received as well as how such funds were

expended during the previous fiscal year to the select oversight committee on education by October of each year.

(e) Nothing in this section is intended to or shall impair the obligations, terms, conditions, or value of contracts between credit card companies and public colleges or universities that exist on the effective date of this act.

SECTION 2. This act shall take effect July 1, 2008, the public welfare requiring it.

**PASSED: May 7, 2008**

  
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JIMMY NAIFEH, SPEAKER  
HOUSE OF REPRESENTATIVES

  
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RON RAMSEY, SPEAKER  
SENATE OF THE SENATE

**APPROVED this 21st day of May 2008**

  
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PHIL BREDESEN, GOVERNOR