

Legislation Text

File #: 180943, **Version:** 1

Amending Chapter 9-1100 of The Philadelphia Code, entitled “Fair Practices Ordinance: Protections Against Unlawful Discrimination,” by adding a new section prohibiting retail establishments from refusing to accept cash as a form of payment, all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Chapter 9-1100 of The Philadelphia Code is amended to read as follows:

CHAPTER 9-1100. FAIR PRACTICES ORDINANCE: PROTECTIONS AGAINST UNLAWFUL
DISCRIMINATION.

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§ 9-1132. *Cashless Retail Prohibition.*

(1) *A person selling or offering for sale consumer goods or services at retail is prohibited from refusing to accept cash as a form of payment to purchase goods or services. A person selling or offering for sale goods or services at retail shall not:*

- a. Refuse to accept cash as a form of payment;*
- b. Post signs on the premises that cash payment is not accepted;*
- c. Charge a higher price to customers who pay cash than they would pay using any other form of payment.*

(2) *For purposes of this Section 9-1132, “at retail” shall include any retail transaction conducted in person and shall exclude*

- a. any telephone, mail, or internet transactions;*
- b. parking lots and parking garages;*
- c. transactions at wholesale clubs that sell consumer goods and services through a membership model;*
- d. transactions at retail stores selling consumer goods exclusively through a membership model that requires payment by means of an affiliated mobile device application;*

- e. transactions for the rental of consumers goods, services, or accommodations for which posting of collateral or security is typically required;*
- f. consumer goods or services provided exclusively to employees and others authorized to be on the employer's premises.*

(3) Violations of this Section shall be subject to penalties set forth in Section 9-1121(1).

(4) The Commission is authorized to promulgate and issue such regulations as are necessary or appropriate to implement the provisions of this section.

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SECTION 2. This Ordinance shall take effect July 1, 2019.

Explanation:

Italics indicate new matter added.