

HOUSE RESEARCH

Bill Summary

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Overview

This bill establishes criminal penalties for the sale, purchase, installation, transfer, possession, accessing, and use of a sales suppression device. A sales suppression device is defined as a software program that falsifies the electronic records of an electronic cash register or point-of-sale system.

Section

- 1 **Forfeiture; contraband.** Adds automated sales suppression device to the list of contraband that may be summarily forfeited to law enforcement.
- 2 **Use of automated sales suppression devices.**
 - **Definitions.** Provides definitions for “automated sales suppression device” or “zapper”, “electronic cash register”, “phantom-ware”, “transaction data” and “transaction report”.
 - **Felony.** Creates a felony for a person who sells, purchases, installs, transfers, possesses, accesses, or uses a sales suppression device, zapper, phantom-ware, or other similar device, knowing it is capable of being used for tax fraud. Provides for a maximum punishment of five years in prison and a \$10,000 fine.
 - **Forfeiture.** Provides that a sales suppression device, zapper, and phantom-ware are contraband and subject to forfeiture.