InterPayments

Wells Fargo-specific State Rules

2025

CONFIDENTIAL

US State Laws Governing Surcharging

States Prohibiting Surcharging

Connecticut

Maine

Massachusetts

New York

- See next slide for additional details.

Puerto Rico (US Territory)

States with Conditional Allowance

Colorado

- Allows merchants to surcharge up to a 2% maximum cap.

New Jersey

- Allows merchants to surcharge up to the cost of accepting the credit card transaction, but no higher than 3%.

Mississippi

- Government-issued cards cannot be surcharged. Card brand rules must be followed, which max out at 3%.

Oklahoma (starting November 1, 2025)

- Disclosure required on the home page and point-of-sale page for online sales. Surcharges can only be the lesser of 2% or the true cost of acceptance.

Other Rules

- Card network rules: Visa caps surcharges at 3%.
- Disclosure requirements: Customers must be notified before payment, and the surcharge must appear as a separate line item on the receipt.

New York Surcharge Laws

What is Wells Fargo’s policy on surcharging in New York?

For E-Bill referrals, Wells Fargo’s legal team has designated New York as a “red state” for surcharging, meaning surcharging is generally **<u>not</u>** permitted under their standard program guidelines.

However, merchants that are referred to InterPayments may request that InterPayments seek a waiver on their behalf through the Wells Fargo program.

- *Please ensure the merchant is informed of the associated risks and agrees to accept any liability before submitting the request.*

To initiate an exemption request, please complete the following form on the merchant’s behalf: Wells Fargo - New York Surcharging Exemption Request - Template.docx

- Coordinate with the Wells RM to submit the waiver