HOUSE DOCKET, NO. 2893 FILED ON: 1/21/2011

HOUSE . . . . . No. 1870

The Commonwealth of Massachusetts

PRESENTED BY:

William M. Straus

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act affecting the payment of rebates in retail stores..

PETITION OF:

NAME:	DISTRICT/ADDRESS:
William M. Straus	*10th Bristol*
Anne M. Gobi	*5th Worcester*
Stephen R. Canessa	*12th Bristol*
James B. Eldridge	
Thomas M. Stanley	*9th Middlesex*
David B. Sullivan	*6th Bristol*
Antonio F. D. Cabral	*13th Bristol*
Martin J. Walsh	*13th Suffolk*

HOUSE DOCKET, NO. 2893 FILED ON: 1/21/2011

HOUSE . . . . . No. 1870

By Mr. Straus of Mattapoisett, a petition (accompanied by bill, House, No. 1870) of William M. Straus and others for legislation to require that rebates on retail sales be made at the time of such purchases. Community Development and Small Businesses.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *206* OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act affecting the payment of rebates in retail stores..

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

SECTION 1. Chapter 93 of the General Laws, as appearing in the 2000 Official Edition, is hereby amended by inserting after section 14K the following new section:—

Section 14L. (a) Definitions. For the purposes of this section:

"rebate" shall mean the return or reduction in price to a purchaser of any portion of the purchase price thereof of a consumer good whether purchased in person, by telephone, or by internet sale;

(b) Every rebate, however advertised, offered or communicated to the public, shall be provided to a purchaser of the particular good or article, at the time of purchase by the retailer.

10 (c) It shall be a violation of this section to require a purchaser to obtain an offered
11 rebate, by submission of information subsequent to the purchase using mail, electronic mail,
12 telephone or other means of transmission.

13 (d) Any person, firm, corporation or association offering a rebate, who violates
14 this section shall be subject to a civil fine of not less than one hundred nor more than one
15 thousand dollars for each such violation.

16 (e) Violation of this section shall also constitute a violation of Chapter 93A and
17 may be enforced under the procedures available under said Chapter.

18 (f) This section shall take effect on the first day of January next succeeding the
19 date of passage.