

**SENATE . . . . . No. 141**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

***Michael F. Rush***

*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 relative to mobile wireless contracts and agreements.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Michael F. Rush</i>	<i>Norfolk and Suffolk</i>
<i>Robert M. Koczera</i>	<i>11th Bristol</i>
<i>Kathi-Anne Reinstein</i>	<i>16th Suffolk</i>
<i>Christopher G. Fallon</i>	<i>33rd Middlesex</i>
<i>Daniel A. Wolf</i>	<i>Cape and Islands</i>

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By Mr. Rush, a petition (accompanied by bill, Senate, No. 141) of Michael F. Rush, Robert M. Koczera, Kathi-Anne Reinstein, Christopher G. Fallon and other members of the General Court for legislation relative to mobile wireless contracts and agreements. Consumer Protection and Professional Licensure.

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Thirteen**  
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An Act relative to mobile wireless contracts and agreements.

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

1           SECTION 1. Chapter 93 of the General Laws, as appearing in the 2010 Official Edition,  
2 is hereby amended by adding the following new section:-

3           Section 115. A contract agreement between a consumer and a mobile wireless carrier  
4 shall not be binding upon or enforceable against any consumer who after purchasing a device  
5 and the contract or agreement associated with it at any point during the contract loses wireless  
6 service or falls under “dead zones” so called, for a period lasting thirty days or more at the  
7 consumers’ primary residence or primary place of business or employment. Consumers who fall  
8 under this section may cancel a contract or agreement with a mobile wireless carrier without any  
9 penalty or further obligation. Consumers shall provide a reasonable proof of primary residency  
10 or place of business or employment to the mobile wireless carrier pursuant to this section.