

**SENATE . . . . . No. 188**

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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:

*Michael F. Rush*

DISTRICT/ADDRESS:

*Norfolk and Suffolk*

**SENATE . . . . . No. 188**

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By Mr. Rush, a petition (accompanied by bill, Senate, No. 188) of Michael F. Rush for legislation relative to mobile wireless contracts and agreements. Consumer Protection and Professional Licensure.

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[SIMILAR MATTER FILED IN PREVIOUS SESSION  
SEE SENATE, NO. 141 OF 2013-2014.]

**The Commonwealth of Massachusetts**

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**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**  
\_\_\_\_\_

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 Chapter 93 of the General Laws, as appearing in the 2012 Official Edition, is hereby  
2 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.