



General Assembly

February Session, 2010

Raised Bill No. 5227

LCO No. 1098

01098 _____ GL_

Referred to Committee on General Law

Introduced by:
(GL)

AN ACT PROHIBITING PENALTY FEES IN CERTAIN CONSUMER CONTRACTS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Subsection (a) of section 42-110aa of the general statutes is
2 repealed and the following is substituted in lieu thereof (*Effective*
3 *January 1, 2011*):

4 (a) No person engaged in trade or commerce in this state, upon the
5 return of goods purchased from such person's place of business, shall
6 (1) refuse to accept the returned goods immediately and issue the
7 individual returning such goods either a cash or credit refund of the
8 purchase price or credit towards the purchase of another item offered
9 for sale at such person's place of business, provided such return is
10 made within the period of time established by such person for the
11 acceptance of returned goods and provided further, such goods are
12 returned in a manner consistent with such person's conspicuously
13 posted refund or exchange policy, or (2) charge the purchaser of such
14 goods or the individual returning such goods a restocking, handling,
15 processing or any other fee associated with the return of such goods.
16 Any such person that utilizes an electronic system to record, monitor

17 and limit the number or total dollar value of returns made by a
18 consumer shall clearly indicate the use of such system within such
19 person's conspicuously posted refund or exchange policy.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>January 1, 2011</i>	42-110aa(a)

Statement of Purpose:

To prohibit retailers from charging consumers restocking, handling or processing fees for returned goods.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]