

Senate Bill 127

Sponsored by Senator RILEY (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Requires person that advertises, offers or sells consumer goods to consumers in this state to disclose in offer or advertisement, and during sales transaction, charges that consumer must pay for handling and shipping consumer goods.

A BILL FOR AN ACT

1
2 Relating to disclosures of charges related to delivering consumer goods; creating new provisions;
3 and amending ORS 646A.093.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1.** ORS 646A.093 is amended to read:

6 646A.093. (1) As used in this section:

7 (a) "Advertise" means to communicate **information** about [*a consumer good by*] **consumer**
8 **goods via** newspaper, radio, television, handbill, placard or other print, broadcast or electronic
9 medium within this state for the purpose of selling the consumer [*good*] **goods**.

10 (b) "Consumer goods" means goods that an individual uses or buys for use primarily for per-
11 sonal, family or household purposes.

12 (2) A person that offers for sale, sells or advertises consumer goods that the person will ship
13 directly to a consumer in this state shall clearly disclose **in any offer or advertisement for the**
14 **goods, and** during the sales transaction, the charges, if any, that the consumer must pay for han-
15 dling **the consumer goods** and **for** shipping the consumer goods **to the consumer**.

16 (3) A person that fails to disclose the handling and shipping charges for consumer goods in **an**
17 **offer or advertisement, or during** a transaction, **as** described in subsection (2) of this section
18 commits an unlawful practice under ORS 646.607 that is subject to enforcement under ORS 646.632.

19 **SECTION 2.** **If a consumer has or must enter into a contract to purchase consumer**
20 **goods from a person that is subject to ORS 646A.093, the amendments to ORS 646A.093 by**
21 **section 1 of this 2017 Act apply to any terms and conditions that govern handling and ship-**
22 **ping charges related to the purchase in a contract that the consumer renews or into which**
23 **the consumer enters on or after the effective date of this 2017 Act.**
24

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.