

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 84

Session of
1997

INTRODUCED BY TANGRETTI, YOUNGBLOOD, CAWLEY, WALKO, MELIO,
MUNDY, HENNESSEY, TIGUE, STABACK, TRELLO, BELARDI, SHANER,
TRAVAGLIO, FAIRCHILD, PRESTON, ITKIN, RAMOS, SEYFERT,
BOSCOLA, ROONEY AND GIGLIOTTI, JANUARY 28, 1997

REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, JANUARY 28, 1997

AN ACT

1 Prohibiting negative option billing for renewal of maintenance
2 service contracts.

3 The General Assembly of the Commonwealth of Pennsylvania
4 hereby enacts as follows:

5 Section 1. Renewal of maintenance service contract.

6 (a) General rule.--A provider of maintenance services may
7 not bill a consumer for renewal of a service contract that a
8 consumer has not affirmatively ordered by request. A consumer's
9 failure to reject an offered renewal is not an affirmative
10 order.

11 (b) Method of renewal.--A consumer's affirmative order for
12 renewal may be made electronically or in writing.

13 (c) Definition.--As used in this section, the term "service
14 contract" means a maintenance agreement covering services to
15 maintain and repair a product purchased by a consumer for an
16 agreed period of time.

17 Section 2. Effective date.

1 This act shall take effect immediately.