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THE GENERAL ASSEMBLY OF PENNSYLVANIA

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HOUSE BILL

No. 2250 Session of  
2014

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INTRODUCED BY TRUITT, MCGEEHAN, MURT, YOUNGBLOOD, MILLARD,  
PASHINSKI, ELLIS, METZGAR, CALTAGIRONE, BAKER, MACKENZIE,  
WATSON, MENTZER, R. MILLER, MAHONEY, SAYLOR, DeLUCA, MULLERY,  
HARHAI, SWANGER AND COX, MAY 13, 2014

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REFERRED TO COMMITTEE ON CONSUMER AFFAIRS, MAY 13, 2014

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AN ACT

1 Amending the act of December 17, 1968 (P.L.1224, No.387),  
2 entitled "An act prohibiting unfair methods of competition  
3 and unfair or deceptive acts or practices in the conduct of  
4 any trade or commerce, giving the Attorney General and  
5 District Attorneys certain powers and duties and providing  
6 penalties," further providing for civil penalties.

7 The General Assembly of the Commonwealth of Pennsylvania  
8 hereby enacts as follows:

9 Section 1. Section 8(b) of the act of December 17, 1968  
10 (P.L.1224, No.387), known as the Unfair Trade Practices and  
11 Consumer Protection Law, reenacted and amended November 24, 1976  
12 (P.L.1166, No.260) and amended December 4, 1996 (P.L.906,  
13 No.146), is amended to read:

14 Section 8. Civil Penalties.--\* \* \*

15 (b) In any action brought under section 4 of this act, if  
16 the court finds that a person, firm or corporation is wilfully  
17 using or has wilfully used a method, act or practice declared  
18 unlawful by section 3 of this act, the Attorney General or the  
19 appropriate District Attorney, acting in the name of the

1 Commonwealth of Pennsylvania, may recover, on behalf of the  
2 Commonwealth of Pennsylvania, a civil penalty of not exceeding  
3 [one] ten thousand dollars [(\$1,000)] (\$10,000) per violation,  
4 which civil penalty shall be in addition to other relief which  
5 may be granted under sections 4 and 4.1 of this act. Where the  
6 victim of the wilful use of a method, act or practice declared  
7 unlawful by section 3 of this act is sixty years of age or  
8 older, the civil penalty shall not exceed [three] fifteen  
9 thousand dollars [(\$3,000)] (\$15,000) per violation, which  
10 penalty shall be in addition to other relief which may be  
11 granted under sections 2 and 4.1 of this act.

12 Section 2. This act shall take effect in 60 days.