
THE GENERAL ASSEMBLY OF PENNSYLVANIA

SENATE BILL

No. 1054 Session of
2013

INTRODUCED BY SOLOBAY, FERLO, RAFFERTY, GREENLEAF, WASHINGTON,
FONTANA, TARTAGLIONE, BREWSTER, STACK, HUGHES AND BOSCOLA,
JUNE 28, 2013

REFERRED TO CONSUMER PROTECTION AND PROFESSIONAL LICENSURE,
JUNE 28, 2013

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 private actions.

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

9 Section 1. Section 9.2(a) 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 9.2. Private Actions.--(a) Any person who purchases
15 or leases goods or services primarily for personal, family or
16 household purposes and thereby suffers any ascertainable loss of
17 money or property, real or personal, as a result of the use or
18 employment by any person of a method, act or practice declared
19 unlawful by section 3 of this act, may bring a private action to

1 recover actual damages or [one] five hundred dollars [(\$100)]
2 (\$500), whichever is greater. The court may, in its discretion,
3 award up to three times the actual damages sustained, but not
4 less than [one] five hundred dollars [(\$100)] (\$500), and may
5 provide such additional relief as it deems necessary or proper.
6 The court may award to the plaintiff, in addition to other
7 relief provided in this section, costs and reasonable attorney
8 fees.

9 * * *

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