

BY: Judicial Proceedings Committee

AMENDMENTS TO HOUSE BILL NO. 118

(Third Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 2, strike "Notice"; in lines 2 and 3, strike "Requirements for Prepaid Goods" and substitute "Sale or Disposal of Goods"; in line 8, strike "a dry cleaner or launderer" and substitute "an artisan"; in line 10, after "organizations" insert "or governmental units"; in line 11, after "circumstances;" insert "exempting certain prepaid services from certain provisions of law;"; in lines 11 and 14, in each instance, strike "a dry cleaner" and substitute "an artisan, dry cleaner,"; in line 12, strike "dry-cleaned or laundered" and substitute "certain"; and in line 13, before "disposal" insert "sale or".

AMENDMENT NO. 2

On page 2, in line 7, strike "If"; in line 8, before the first "the" insert "(I) EXCEPT IN THE CASE OF PREPAID SERVICES, IF"; and after line 11, insert:

"(II) IN THE CASE OF PREPAID SERVICES, IF THE OWNER HAS NOT RETRIEVED THE GOODS WITHIN 90 DAYS AFTER THE WORK IS COMPLETED OR THE GOODS ARE DUE TO BE RETRIEVED FROM STORAGE, THE ARTISAN MAY DONATE THE GOODS TO:

1. A CHARITABLE ORGANIZATION THAT IS EXEMPT FROM TAXATION UNDER § 501(C) OF THE INTERNAL REVENUE CODE; OR

2. A UNIT OF FEDERAL, STATE, OR LOCAL GOVERNMENT."

On page 3, in line 3, strike "As" and substitute "EXCEPT IN THE CASE OF PREPAID SERVICES, AS"; in line 10, after "of" insert "AS PERMITTED BY LAW"; and strike in their entirety lines 11 through 25, inclusive.

(Over)

AMENDMENT NO. 3

On page 2, in line 18, strike “will” and substitute “SHALL”; in line 19, after “to” insert “:

(I)”;

in the same line, after “notice” insert “; OR

(II) DONATION TO:

1. A CHARITABLE ORGANIZATION THAT IS EXEMPT FROM TAXATION UNDER § 501 (C) OF THE INTERNAL REVENUE CODE; OR

2. A UNIT OF FEDERAL, STATE, OR LOCAL GOVERNMENT”;

strike in their entirety lines 23 through 27, inclusive, and substitute:

“(1) IF THE OWNER HAS PREPAID FOR THE SERVICES:

(I) PROVIDING VERBAL NOTICE OF THE DISPOSAL BY CALLING THE OWNER AT THE OWNER’S LAST KNOWN TELEPHONE NUMBER; OR

(II) PROVIDING WRITTEN NOTICE IN ANY FORM; OR”;

in line 28, strike “(3)” and substitute “(2)”; in the same line, strike “(i)”; and in the same line, strike “Posting” and substitute “IF THE OWNER HAS NOT PREPAID FOR THE SERVICES:

(I) POSTING”.