

SENATE BILL 89

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1999 Regular Session
9r0640

By: **Senator Conway**
Introduced and read first time: January 15, 1999
Assigned to: Finance

A BILL ENTITLED

1 AN ACT concerning

2 **Consumer Protection - Retail Sales - Acceptance of Valid Manufacturer's**
3 **Coupon**

4 FOR the purpose of requiring a retailer to accept for full face value a valid
5 manufacturer's coupon presented by a consumer for a retail sale in the State;
6 clarifying the application of this Act; defining certain terms; and generally
7 relating to a retailer's acceptance of a valid manufacturer's coupon for retail
8 sales.

9 BY adding to
10 Article - Commercial Law
11 Section 13-319
12 Annotated Code of Maryland
13 (1990 Replacement Volume and 1998 Supplement)

14 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
15 MARYLAND, That the Laws of Maryland read as follows:

16 **Article - Commercial Law**

17 13-319.

18 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS
19 INDICATED.

20 (2) "RETAILER" MEANS A PERSON ENGAGED IN THE BUSINESS OF
21 MAKING RETAIL SALES IN THE STATE.

22 (3) "RETAIL SALE" MEANS A SALE OF GOODS OR SERVICES FOR
23 PURPOSES OTHER THAN RESALE.

24 (4) "VALID MANUFACTURER'S COUPON" MEANS A COUPON THAT IS:

25 (I) ISSUED BY THE MANUFACTURER OF THE GOODS OR SERVICES
26 THAT ARE THE SUBJECT OF THE PENDING TRANSACTION;

1 (II) REDEEMABLE AT THE RETAIL LEVEL; AND

2 (III) NOT EXPIRED.

3 (B) THIS SECTION APPLIES ONLY TO THE RETAIL SALES PORTION OF A
4 RETAILER'S BUSINESS IF THE RETAILER ALSO MAKES NONRETAIL SALES.

5 (C) A RETAILER SHALL ACCEPT FOR FULL FACE VALUE A VALID
6 MANUFACTURER'S COUPON PRESENTED BY A CONSUMER FOR A RETAIL SALE IN THE
7 STATE.

8 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
9 October 1, 1999.