

HOUSE BILL 1033

I3
HB 1073/08 – ECM

9lr2636

By: **Delegate Conaway**

Introduced and read first time: February 13, 2009

Assigned to: Economic Matters

A BILL ENTITLED

1 AN ACT concerning

2 **Consumer Protection – Limit on Quantity of Consumer Goods Purchased –**
3 **Notice**

4 FOR the purpose of requiring a merchant that has a policy limiting the quantity of
5 consumer goods a consumer may purchase at one time to post a conspicuous
6 notice describing the policy at the entrance to the merchant's establishment;
7 providing for a certain exception; providing that a violation of this Act is an
8 unfair or deceptive trade practice under the Maryland Consumer Protection Act
9 and is subject to certain enforcement and penalty provisions; defining a certain
10 term; and generally relating to notices regarding limits on the quantity of
11 consumer goods that may be purchased.

12 BY adding to
13 Article – Commercial Law
14 Section 14–1322
15 Annotated Code of Maryland
16 (2005 Replacement Volume and 2008 Supplement)

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

19 **Article – Commercial Law**

20 **14–1322.**

21 (A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE
22 MEANINGS INDICATED.

23 (2) “CONSUMER” HAS THE MEANING STATED IN § 13–101 OF THIS
24 ARTICLE.

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.



1 **(3) “CONSUMER GOODS” HAS THE MEANING STATED IN § 13-101**
2 **OF THIS ARTICLE.**

3 **(4) “MERCHANT” HAS THE MEANING STATED IN § 13-101 OF THIS**
4 **ARTICLE.**

5 **(B) THIS SECTION DOES NOT APPLY TO CONSUMER GOODS OFFERED AT**
6 **A SPECIAL SALE PRICE.**

7 **(C) IF A MERCHANT HAS A POLICY THAT LIMITS THE QUANTITY OF**
8 **CONSUMER GOODS A CONSUMER MAY PURCHASE AT ONE TIME, THE MERCHANT**
9 **SHALL POST A CONSPICUOUS NOTICE DESCRIBING THE POLICY AT THE**
10 **ENTRANCE TO THE MERCHANT’S ESTABLISHMENT.**

11 **(D) A VIOLATION OF THIS SECTION:**

12 **(1) IS AN UNFAIR OR DECEPTIVE TRADE PRACTICE WITHIN THE**
13 **MEANING OF TITLE 13 OF THIS ARTICLE; AND**

14 **(2) IS SUBJECT TO THE ENFORCEMENT AND PENALTY**
15 **PROVISIONS CONTAINED IN TITLE 13 OF THIS ARTICLE, EXCEPT § 13-411 OF**
16 **THIS ARTICLE.**

17 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
18 October 1, 2009.