

SENATE BILL 681

I3

7lr1911

By: ~~Senator Ramirez~~ Senators Ramirez, Astle, Benson, Feldman, Hershey, Jennings, Klausmeier, Mathias, Middleton, Oaks, Reilly, and Rosapepe

Introduced and read first time: February 3, 2017

Assigned to: Finance

Committee Report: Favorable with amendments

Senate action: Adopted

Read second time: March 6, 2017

CHAPTER _____

1 AN ACT concerning

2 **Consumer Protection – Recovering of Bedding – Limitation**

3 FOR the purpose of prohibiting a person from recovering certain bedding that is intended
4 to be sold or offered for sale to a consumer in the State unless the person clearly
5 marks the bedding as used; establishing a certain penalty; defining certain terms;
6 and generally relating to a limitation on the recovering of bedding.

7 BY adding to

8 Article – Commercial Law

9 Section 14–1316

10 Annotated Code of Maryland

11 (2013 Replacement Volume and 2016 Supplement)

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

14 **Article – Commercial Law**

15 **14–1316.**

16 **(A) (1) IN THIS SECTION THE FOLLOWING WORDS HAVE THE MEANINGS**
17 **INDICATED.**

18 **(2) “BEDDING” MEANS A MATTRESS OR BOX SPRING THAT:**

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 (I) IS STUFFED OR FILLED WHOLLY OR PARTLY WITH
2 CONCEALED MATTER; AND

3 (II) CAN BE USED BY AN INDIVIDUAL FOR SLEEPING OR
4 RECLINING.

5 (3) "CONSUMER" MEANS AN ACTUAL OR A PROSPECTIVE PURCHASER
6 OF GOODS THAT ARE PRIMARILY FOR PERSONAL, HOUSEHOLD, OR FAMILY
7 PURPOSES.

8 (4) "USED" MEANS PREOWNED OR HAVING A COMPONENT THAT WAS
9 USED PREVIOUSLY FOR ANY PURPOSE.

10 (B) A PERSON MAY NOT RECOVER BEDDING THAT IS INTENDED TO BE SOLD
11 OR OFFERED FOR SALE TO A CONSUMER IN THE STATE UNLESS THE PERSON
12 CLEARLY MARKS THE BEDDING AS USED.

13 (C) A PERSON WHO VIOLATES SUBSECTION (B) OF THIS SECTION IS GUILTY
14 OF A MISDEMEANOR AND ON CONVICTION IS SUBJECT TO A FINE NOT EXCEEDING
15 \$500.

16 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
17 October 1, 2017.

Approved:

Governor.

President of the Senate.

Speaker of the House of Delegates.