SENATE NO. 176

AN ACT RELATIVE TO CONSUMER ISSUES

Be it enacted by the Senate and House of Representatives in General Court assembled,
And by the authority of the same, as follows:

SECTION 1. Chapter 266 of the General Laws is hereby amended by inserting after Chapter 266: Section 75C, the following text:-

"Section 75D. Regardless of whether or not merchandise is purchased with a gift card or gift certificate, all returns made between 14 days and 30 days of the original purchase, the option of cash or applied store credit will be determined by the purchaser.

Section 75E. Merchandize returned to a store purchased with a gift card after 30 days of the original purchase shall always be refunded with cash."

SECTION 2. Chapter 64H of the General Laws is hereby amended by inserting after Section 2 the following new text:-

“Section 3. When a return of property is made to a store with a receipt, the purchaser shall be entitled to only as much tax refund as should have been charged on the item at the lowest price offered by the store within 30 days of sale.

Section 4. When a return of property is made to a store without a receipt, the purchaser shall be entitled to only as much tax refund as would be offered on the item at the lowest price within 90 days of return.

Section 5. All sales tax must be returned in cash.”

SECTION 3. Notwithstanding any law to the contrary, nothing for sale in the Commonwealth of Massachusetts shall be offered at a fraction of one cent.