

CHAPTER 456**(Senate Bill 8)**

AN ACT concerning

Commercial Law - Gift Certificates and Gift Cards - Expiration and Service Fees - ~~Prohibition~~ Restrictions and Prohibitions

FOR the purpose of prohibiting a person from selling a gift certificate that ~~contains~~ is ~~subject to an expiration date unless certain conditions are met or certain fees or charges within a certain period after purchase; requiring disclosure of certain terms and conditions of gift certificates in a certain manner; prohibiting a person from selling a gift certificate that contains~~ subject to an expiration date unless certain conditions are met or certain fees or charges within a certain period after purchase; requiring disclosure of certain terms and conditions of gift certificates in a certain manner; prohibiting a person from selling a gift certificate that contains ~~is subject to a service postsale fee prohibiting a change of certain terms or conditions after purchase except under certain circumstances; providing that a gift certificate sold or issued in violation of this Act shall be considered valid and shall~~ is subject to a service postsale fee prohibiting a change of certain terms or conditions after purchase except under certain circumstances; providing that a gift certificate sold or issued in violation of this Act shall be considered valid and shall ~~may not be subject to an expiration date or a service any fee; prohibiting a gift certificate issued as a store credit from being subject to expiration or a service fee; authorizing a certain gift card to be subject to expiration or a postsale fee if certain disclosures are printed on the gift card in a certain manner; establishing certain disclosure requirements for certain gift cards sold or issued by electronic means and by telephonic means; providing that a violation of this Act is an unfair or deceptive trade practice under the Maryland Consumer Protection Act and is subject to certain enforcement and penalty provisions; providing for the application of this Act; defining a certain term; providing for a delayed effective date; and generally relating to the expiration of and service fees on gift certificates and gift cards.~~

BY repealing and reenacting, with amendments,

Article - Commercial Law

Section 13-301(14)(xx)

Annotated Code of Maryland

(2000 Replacement Volume and 2004 Supplement)

BY adding to

Article - Commercial Law

Section ~~13-301(14)(xxii) and 13-301(14)(xxii)~~, 14-1319, and 14-1320

Annotated Code of Maryland

(2000 Replacement Volume and 2004 Supplement)

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

Article - Commercial Law

13-301.

Unfair or deceptive trade practices include any:

(14) Violation of a provision of: