

MAINE STATE LEGISLATURE

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130th MAINE LEGISLATURE

FIRST REGULAR SESSION-2021

Legislative Document

No. 235

H.P. 165

House of Representatives, January 27, 2021

An Act To Require Furniture Sellers To Accept Cancellations before Delivery

Received by the Clerk of the House on January 25, 2021. Referred to the Committee on Innovation, Development, Economic Advancement and Business pursuant to Joint Rule 308.2 and ordered printed pursuant to Joint Rule 401.

A handwritten signature in cursive script that reads "R B. Hunt".

ROBERT B. HUNT
Clerk

Presented by Representative CRAVEN of Lewiston.

Cosponsored by Representatives: BROOKS of Lewiston, CLOUTIER of Lewiston, Senator: LIBBY of Androscoggin.

1 **Be it enacted by the People of the State of Maine as follows:**

2 **Sec. 1. 10 MRSA c. 233** is enacted to read:

3 **CHAPTER 233**

4 **CANCELLATION OF FURNITURE SALES BEFORE DELIVERY**

5 **§1500-N. Cancellation of furniture sales before delivery**

6 **1. Cancellation period required.** A person who operates a business in this State that
7 offers to sell and deliver furniture shall offer, and disclose at the time of sale, a cancellation
8 policy that includes but is not limited to:

9 A. A reasonable time frame for cancellation;

10 B. Reasonable costs or fees associated with cancellation, such as shipping costs or
11 restocking fees; and

12 C. Reasonable exceptions to the cancellation policy, including but not limited to
13 custom orders or clearance items.

14 The seller must promptly refund any payments or deposits made prior to delivery, less
15 reasonable costs or fees associated with cancellation.

16 **2. Unfair trade practice.** A violation of this section constitutes an unfair or deceptive
17 act or practice in violation of Title 5, chapter 10.

18 **SUMMARY**

19 This bill requires that any seller of furniture in Maine that offers delivery of the
20 furniture allow the buyer to cancel an order according to a set policy disclosed to the buyer
21 at the time of sale. If the furniture seller fails to do so, it is a violation of the Unfair Trade
22 Practices Act.