

HOUSE BILL No. 2500

By Committee on Federal and State Affairs

2-22

9 AN ACT relating to consumer protection; concerning refunds.

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11 *Be it enacted by the Legislature of the State of Kansas:*

12 Section 1. (a) Except where a customer has been clearly informed
13 by either a poster or other appropriate notice placed at the point of display
14 or at the cash register or at the store entrance that all sales are final and
15 that the merchandise is not returnable, wherever a customer who has
16 paid cash for an item, and who has in such person's possession a sales slip
17 or other evidence that such person has purchased the item in a retail
18 outlet, returns the item, unused, within 10 business days from the date
19 of purchase, such person shall be entitled to a refund in the same manner
20 as paid in an amount equivalent to that paid at the time of sale.

21 (b) This section shall not apply to the sale of books, magazines or any
22 publications, food, perishable items, merchandise which is substantially
23 custom-made or custom-finished, items for internal consumption, and
24 items sold "as is" or any items presently prohibited for refund, return or
25 exchange by a retailer by federal or state law or any rule or regulation
26 promulgated by any state agency.

27 (c) Violation of this section shall be deemed an unconscionable act as
28 defined by K.S.A. 50-627, and amendments thereto.

29 (d) This section shall be part of and supplemental to the Kansas con-
30 sumer protection act.

31 Sec. 2. This act shall take effect and be in force from and after its
32 publication in the statute book.