

SB1440



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB1440

Introduced 2/7/2023, by Sen. Rachel Ventura

SYNOPSIS AS INTRODUCED:

815 ILCS 505/2PP

Amends the Consumer Fraud and Deceptive Business Practices Act. Provides that it is an unlawful practice under the Act to knowingly mail or send a postcard or letter to a recipient in the State if the postcard or letter does not disclose or disclaim any and all affiliations or lack thereof. Provides that all disclosures and disclaimers appearing on a postcard or letter must be conspicuously located at the top of the postcard or letter, be easily readable in clear and unambiguous language, and be printed in at least 14-point bold-face font in a black-outlined box. Prohibits mail that requests that the recipient contact the sender by mail, telephone, email, website, or other prescribed means without specified disclosure requirements. Makes other changes.

LRB103 29437 SPS 55828 b

A BILL FOR

1 AN ACT concerning business.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Consumer Fraud and Deceptive Business
5 Practices Act is amended by changing Section 2PP as follows:

6 (815 ILCS 505/2PP)

7 Sec. 2PP. Mail; disclosure.

8 (a) It is an unlawful practice under this Act to knowingly
9 mail or send or cause to be mailed or sent a postcard or letter
10 to a recipient in this State if:

11 (1) the postcard or letter contains a request that the
12 recipient contact the sender by mail, telephone, email,
13 website, or other prescribed means ~~call a telephone~~
14 ~~number~~; and

15 (2) the postcard or letter is mailed or sent to induce
16 the recipient to contact the sender by mail, telephone,
17 email, website, or other prescribed means ~~call the~~
18 ~~telephone number~~ so that goods, services, or other
19 merchandise, as defined in Section 1, may be offered for
20 sale to the recipient; and

21 (3) the postcard or letter does not disclose or
22 disclaim that it is not a bill and that it is a
23 solicitation for ~~that~~ goods, services, or other

1 merchandise, as defined in Section 1, that may be offered
2 for sale if the recipient contacts the sender by mail,
3 telephone, email, website, or any other prescribed means
4 calls the telephone number; and -

5 (4) the postcard or letter does not disclose or
6 disclaim any and all affiliations or lack thereof.

7 (b) All disclosures and disclaimers appearing on a
8 postcard or letter must be conspicuously located at the top of
9 the postcard or letter, be easily readable in clear and
10 unambiguous language, and be printed in at least 14-point
11 bold-face font in a black-outlined box.

12 (Source: P.A. 95-331, eff. 8-21-07.)