

SB3331



103RD GENERAL ASSEMBLY

State of Illinois

2023 and 2024

SB3331

Introduced 2/7/2024, by Sen. Omar Aquino

SYNOPSIS AS INTRODUCED:

815 ILCS 505/2EEEE new

Amends the Consumer Fraud and Deceptive Business Practices Act. Provides that it is an unfair or deceptive act or practice within the meaning of the Act for a person to: (1) advertise, display, or offer a price for goods or services that does not include all mandatory fees or charges other than taxes imposed by a government entity; or (2) engage in any fraudulent or deceptive conduct that creates a likelihood of confusion or of misunderstanding concerning the complete price of goods or services offered, displayed, or advertised. Provides that a person does not violate the provision if the total price of the goods or services being offered, displayed, or advertised, including any mandatory fees a consumer would incur during the transaction, is clearly and conspicuously disclosed in each advertisement or display and whenever a price is first shown to a consumer. Effective immediately.

LRB103 38879 SPS 69016 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 adding Section 2EEEE as follows:

6 (815 ILCS 505/2EEEE new)

7 Sec. 2EEEE. Disclosure of mandatory fees.

8 (a) As used in this Section, "mandatory fee" means a fee
9 required for purchasing the goods or services advertised,
10 displayed, or offered.

11 (b) It is an unfair or deceptive act or practice within the
12 meaning of this Act for a person to:

13 (1) advertise, display, or offer a price for goods or
14 services that does not include all mandatory fees or
15 charges other than taxes imposed by a government entity;
16 or

17 (2) engage in any fraudulent or deceptive conduct that
18 creates a likelihood of confusion or of misunderstanding
19 concerning the complete price of goods or services
20 offered, displayed, or advertised.

21 (c) A person does not violate this Section if the total
22 price of the goods or services being offered, displayed, or
23 advertised, including any mandatory fees a consumer would

1 incur during the transaction, is clearly and conspicuously
2 disclosed in each advertisement or display and whenever a
3 price is first shown to a consumer.

4 Section 99. Effective date. This Act takes effect upon
5 becoming law.