



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB0451

Introduced 1/26/2005, by Rep. Kevin Joyce

SYNOPSIS AS INTRODUCED:

815 ILCS 505/2VV new

Amends the Consumer Fraud and Deceptive Business Practices Act. Provides that, if a grocery store offers a reduced price on an item to consumers who present discount cards, it must also offer the same reduced price on that item to a consumer who does not present a discount card but pays for the item with a Link Card or other access device issued by a government agency to recipients of food stamp benefits or other assistance. Provides that a violation is an unlawful practice within the meaning of the Act. Effective immediately.

LRB094 06710 RXD 36807 b

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 2VV as follows:

6 (815 ILCS 505/2VV new)

7 Sec. 2VV. Link Cards; discount cards.

8 (a) As used in this Section:

9 "Grocery store" means a store or a department within a
10 general merchandise store that is engaged in the retail sale of
11 packaged food directly to the consumer for off-premises
12 consumption. "Grocery store" does not include a store that is
13 engaged primarily in the sale of food prepared for consumption:

14 (1) on the premises; or

15 (2) after removal from the premises on a "take out"
16 basis.

17 "Discount card" means a card that a grocery store issues
18 without a fee to any consumer upon request that may be
19 presented by the consumer to purchase certain items at a
20 reduced price in the grocery store. "Discount card" does not
21 include a card that is issued only upon payment of a fee.

22 (b) If a grocery store offers a reduced price on an item to
23 consumers who present discount cards, it must also offer the
24 same reduced price on that item to a consumer who does not
25 present a discount card but pays for the item with a Link Card
26 or other access device issued by a government agency to
27 recipients of food stamp benefits or other assistance.

28 (c) A person who violates this Section commits an unlawful
29 practice within the meaning of this Act.

30 Section 99. Effective date. This Act takes effect upon
31 becoming law.