

SENATE AMENDMENTS TO SENATE BILL 756

By COMMITTEE ON GENERAL GOVERNMENT, CONSUMER AND SMALL BUSINESS
PROTECTION

April 25

1 Delete lines 4 through 17 of the printed bill and insert:
2 **“SECTION 1.** ORS 646A.276 is amended to read:
3 **“646A.276. (1) Except as provided in subsection (2) of this section and ORS 646A.278, a person**
4 **may not sell a gift card:**
5 **“[(1)] (a) That has an expiration date;**
6 **“[(2)] (b) That has a face value that declines as a result of the passage of time or the lack of**
7 **use of the card; [or]**
8 **“[(3)] (c) That has a fee related to the card, including, but not limited to, an inactivity fee, a**
9 **maintenance fee or a service fee[.]; or**
10 **“(d) That does not give the cardholder the option to redeem the card for cash when the**
11 **face value of the card has declined to an amount less than \$5 and the card has been used for**
12 **at least one purchase. For purposes of this paragraph, ‘cash’ means money or a check.**
13 **“(2) Subsection (1)(d) of this section does not apply to:**
14 **“(a) Gift cards that have been given for free or less than full consideration to a person**
15 **or entity as a donation or as part of a promotional offer; and**
16 **“(b) Gift cards issued by an entity that provides services that are subject to the federal**
17 **Communications Act of 1934 (47 U.S.C. 151 et seq.).**
18 **“(3) Redemption under subsection (1)(d) of this section may be obtained only from the**
19 **provider of goods or services indicated on the gift card regardless of whether the provider**
20 **is the issuer of the gift card.”.**
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