

House Bill 4140

Sponsored by Representative UNGER (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Provides that individual may not, by agreement or otherwise, waive any right that individual has by reason of law, rule, ordinance or other regulation of this state, or political subdivision of this state, that provides for protecting consumer health, safety or welfare unless law, rule, ordinance or regulation specifically permits waiver.

Specifies that provision of agreement that purports to waive right granted under law, rule, ordinance or regulation is void.

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to waivers of consumer rights; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) An individual may not, by agreement or otherwise, waive any right that**
5 **the individual has by reason of a law, rule, ordinance or other regulation of this state, or a**
6 **political subdivision of this state, that provides for protecting consumer health, safety or**
7 **welfare unless the law, rule, ordinance or regulation specifically permits the waiver.**

8 **(2) Any provision of an agreement that purports to waive a right granted by a law, rule,**
9 **ordinance or regulation described in subsection (1) of this section is void and unenforceable**
10 **as a matter of public policy.**

11 **SECTION 2. Section 1 of this 2014 Act applies to contracts and other agreements into**
12 **which an individual enters on or after the effective date of this 2014 Act.**

13 **SECTION 3. This 2014 Act being necessary for the immediate preservation of the public**
14 **peace, health and safety, an emergency is declared to exist, and this 2014 Act takes effect**
15 **on its passage.**

16

NOTE: Matter in **boldfaced** type in an amended section is new; matter [*italic and bracketed*] is existing law to be omitted. New sections are in **boldfaced** type.