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By Mr. Glodis, a petition (accompanied by bill, Senate, No. 45) of Guy W. Glodis, Robert L. Hedlund, Bruce E. Tarr and George N. Peterson, Jr. for legislation to provide for legislative review of consumer protection regulations. Commerce and Labor.

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## The Commonwealth of Massachusetts

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In the Year Two Thousand and Three.

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### AN ACT PROVIDING FOR LEGISLATIVE REVIEW OF CONSUMER PROTECTION REGULATIONS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Section 2 of chapter 93A of the General Laws, as appearing in  
2 the 1996 Official Edition, is hereby amended by striking out sub-  
3 section (c) and inserting in place thereof the following subsec-  
4 tion:—

5 (c) The attorney general may make rules and regulations inter-  
6 preting the provisions of subsection (a). Such rules and regula-  
7 tions shall not be inconsistent with the rules, regulations and  
8 decisions of the Federal Trade Commission and the Federal courts  
9 interpreting the provisions of 15USC45(a)(1), as from time to  
10 time amended. Except for emergency regulations adopted pur-  
11 suant to section 2 of chapter 30A, any regulation, as defined in  
12 section 1 of said chapter 30A, or any amendment or repeal of any  
13 such regulation adopted by the attorney general pursuant to this  
14 section, shall, after compliance with all applicable provisions of  
15 said chapter 30A, except section 5, be submitted to the general  
16 court. Said attorney general shall file the proposed regulation,  
17 amendment or repeal with the clerk of the house of representa-  
18 tives, together with a statement that the pertinent provisions of  
19 said chapter 30A, except said section 5, have been complied with.  
20 The clerk of the house of representatives, with the approval of the  
21 president of the senate and the speaker of the house of representa-  
22 tives, shall refer such regulations to the appropriate committee.

23        Within 30 days after such referral, said committee may hold a  
24 public hearing on the regulations and shall issue a report to said  
25 attorney general. Said report shall contain any proposed changes  
26 to the regulations voted upon by the committee. The attorney  
27 general shall review said report and shall adopt final regulations  
28 as deemed appropriate in view of said report and shall file with  
29 the clerk of the house of representatives its final regulations. If the  
30 final regulations do not contain the changes proposed by said  
31 committee, the attorney general shall send a letter to the said clerk  
32 accompanying the final regulations stating the reasons why such  
33 proposed changes were not adopted. Said clerk shall refer such  
34 letter and final regulations to the appropriate committee. Not ear-  
35 lier than 45 days after the filing of such letter and final regulations  
36 with the said committee, said attorney general shall file the final  
37 regulations with the state secretary as provided in said section 5 of  
38 said chapter 30A and said regulations shall thereupon take effect.

39        If no such proposed changes to the regulations are made to the  
40 attorney general within 60 days of the initial filing of the proposed  
41 regulation or any amendment or a repeal of such regulations with  
42 the clerk of the house of representatives, the attorney general may  
43 file the final regulations with the state secretary as provided in  
44 said section 5 of said chapter 30A and said regulations shall there-  
45 upon take effect.