

AMENDMENTS TO SENATE BILL NO. 139

Sponsor: SENATOR J. WARD

Printer's No. 115

1 Amend Bill, page 3, line 10, by striking out all of said line
2 and inserting

3 to the declared state of emergency.]

4 (1) Whether a price is an

5 Amend Bill, page 3, line 17, by striking out "question. A"

6 and inserting

7 question.

8 (2) A

9 Amend Bill, page 3, lines 19 through 29, by striking out all
10 of said lines and inserting

11 (i) is 10% or less above the seller's price
12 immediately before the price restriction under subsection
13 (a) was imposed;

14 (ii) is 10% or less above the sum of the seller's
15 cost and normal markup for the good or service;

16 (iii) is consistent with price fluctuations in
17 applicable commodity, regional, national or international
18 markets or with seasonal price fluctuations; or

19 (iv) is a contract price, or the result of a price
20 formula, including, but not limited to, a price formula
21 used in connection with the reservation of goods or
22 services for future use, established before the price
23 restriction under subsection (a) was imposed.

24 (3) It is prima facie evidence that a price is an
25 unconscionably excessive price if none of the factors in
26 paragraph (2) applies to that price.