

# H.B. 353

## TRUTH IN ADVERTISING ACT AMENDMENTS

HOUSE COMMITTEE AMENDMENTS

AMENDMENT 1

FEBRUARY 23, 2009 12:22 PM

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Representative **Michael T. Morley** proposes the following amendments:

1. *Page 3, Lines 83 through 85:*

- 83           (u) (i) advertises that the person will not sell a good or service labeled with an age  
84    restriction or recommendation to a person ~~{under}~~ subject to the age restriction or recommendation;  
      and  
85           (ii) sells that good or service , in accordance with Subsection (2)(g), to a person  
      ~~{under}~~ subject to the age restriction or recommendation.

2. *Page 4, Lines 113 through 114:*

- 113           (ii) It is prima facie evidence of a deceptive comparison under this section when the  
114    prices of brand name goods and generic goods are compared.

**(g)(i) A violation of Subsection (1)(u) occurs when the person or an employee of the person sells the good or service a second or subsequent time to any person subject to the age restriction or recommendation.**

**(ii) Each violation by the person or the person's employee is considered a violation for determining if two or more violations have been committed.**