

1 House BILL NO. 126
2 INTRODUCED BY Gregory S. Suter Daniel Fuchs
3 Bobbingers Conroy Simmons
4 A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR DISPOSAL OF ARTICLES NOT REDEEMED
5 FROM RETAIL LAUNDERERS OR DRY CLEANERS WITHIN 180 DAYS; REQUIRING THE RETAIL LAUNDERER
6 OR DRY CLEANER TO POST A NOTICE AND TO MAINTAIN RECORDS; REQUIRING ANY BALANCE FROM
7 THE SALE OF AN ARTICLE TO BE DEPOSITED IN THE COUNTY GENERAL FUND; AND PROVIDING AN
8 IMMEDIATE EFFECTIVE DATE."

9
10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

11
12 NEW SECTION. **Section 1. Disposal of property unclaimed within 180 days -- notice --**
13 **maintenance of records.** (1) A retail launderer or dry cleaner may dispose of an article, garment, or piece
14 of clothing left with the launderer or dry cleaner for cleaning, laundering, repairing, or other service that
15 is not redeemed by the customer within 180 days. A retail launderer or dry cleaner is not responsible or
16 liable for an article, garment, or piece of clothing disposed of pursuant to this section.

17 (2) A retail launderer or dry cleaner subject to this section shall post a notice describing the
18 provisions of this section in a conspicuous place on the premises of the retail launderer or dry cleaner. The
19 notice must be substantially the same as the following language: "As provided in [this section], an article,
20 garment, or piece of clothing accepted for cleaning, laundering, repairing, or other service by a launderer
21 or dry cleaner must be claimed within 180 days after the date the item was received for service. If an
22 article is not claimed within 180 days, the item may be disposed of by the launderer or dry cleaner."

23 (3) For any item that is disposed of as provided in this section, the retail launderer or dry cleaner
24 shall maintain copies of all service tickets or other records showing the date the item was received and the
25 date and manner of disposition. The records must be maintained for 1 year following disposal.

26 (4) Any balance in excess of the charges for cleaning, laundering, repairing, or other service arising
27 from the sale of an item unclaimed by the owner must be paid to the general fund of the county in which
28 the sale took place.

29
30 NEW SECTION. **Section 2. Codification instruction.** [Section 1] is intended to be codified as an

1 integral part of Title 70, chapter 9, and the provisions of Title 70, chapter 9, apply to [section 1].

2

3 NEW SECTION. **Section 3. Effective date.** [This act] is effective on passage and approval.

4

-END-

APPROVED BY COMMITTEE
ON BUSINESS AND LABOR

House BILL NO. 126

INTRODUCED BY

Stacy S. Sauer
Bohlinger, Tracy

Daniel Fuchs
Simmons

A BILL FOR AN ACT ENTITLED: "AN ACT PROVIDING FOR DISPOSAL OF ARTICLES NOT REDEEMED FROM RETAIL LAUNDERERS OR DRY CLEANERS WITHIN 180 DAYS; REQUIRING THE RETAIL LAUNDERER OR DRY CLEANER TO POST A NOTICE AND TO MAINTAIN RECORDS; REQUIRING ANY BALANCE FROM THE SALE OF AN ARTICLE TO BE DEPOSITED IN THE COUNTY GENERAL FUND; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

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(2) A retail launderer or dry cleaner subject to this section shall post a notice describing the provisions of this section in a conspicuous place on the premises of the retail launderer or dry cleaner. The notice must be substantially the same as the following language: "As provided in [this section], an article, garment, or piece of clothing accepted for cleaning, laundering, repairing, or other service by a launderer or dry cleaner must be claimed within 180 days after the date the item was received for service. If an article is not claimed within 180 days, the item may be disposed of by the launderer or dry cleaner."

(3) For any item that is disposed of as provided in this section, the retail launderer or dry cleaner shall maintain copies of all service tickets or other records showing the date the item was received and the date and manner of disposition. The records must be maintained for 1 year following disposal.

(4) Any balance in excess of the charges for cleaning, laundering, repairing, or other service arising from the sale of an item unclaimed by the owner must be paid to the general fund of the county in which the sale took place.

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2 INTRODUCED BY

HOUSE BILL NO. 126

3 *Blaine* *Conroy* *Stacy* *Smith* *Travis*
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INTRODUCED BY HARPER, SOMERVILLE, FUCHS, BOHLINGER, RANEY, SWANSON

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