

**HB 3533 A STAFF MEASURE SUMMARY**  
**House Committee On Commerce and Consumer Protection**

**Carrier:** Rep. Walters

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**Action Date:** 04/03/25  
**Action:** Do pass with amendments. (Printed A-Eng.)  
**Vote:** 6-3-1-0  
**Yeas:** 6 - Chaichi, Chotzen, Gomberg, Neron, Sosa, Walters  
**Nays:** 3 - Osborne, Reschke, Wallan  
**Exc:** 1 - Cate  
**Fiscal:** No fiscal impact  
**Revenue:** No revenue impact  
**Prepared By:** Andrew Hendrie, LPRO Analyst  
**Meeting Dates:** 3/11, 4/3

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**WHAT THE MEASURE DOES:**

The measure requires a person who offers or sells consumer goods or services to a resident of Oregon to include all fees and charges that the resident must pay to complete the transaction, other than governmental taxes or fees or reasonable charges to ship or provide the goods or services. It makes a violation or noncompliance of this requirement an unlawful trade practice under the Oregon Unlawful Trade Practices Act. The measure excludes financial institutions, mortgage brokers, or mortgage bankers or licensees, and a person who provides broadband internet access services if they are compliant with specified federal laws. The measure takes effect on the 91st day following adjournment sine die and applies to sales that occur on or after that date.

**ISSUES DISCUSSED:**

- Shipping fees
- Compliance for businesses
- Tax disclosure requirements

**EFFECT OF AMENDMENT:**

The amendment clarifies that the measure does not apply to financial institutions, mortgage brokers, or mortgage bankers or licensees, or to a person that provides broadband internet access services if they are compliant with specified federal laws. The amendment adds an effective date of the 91st day following adjournment sine die.

**BACKGROUND:**

The Unlawful Trade Practices Act (UTPA) is one tool consumers can use to recover damages that occur because of deceptive sales or business practices. The UTPA provides individuals with a right to sue for deceptive practices with the sale of real estate, goods, or services. It prohibits both general and specific conduct. Generally, the UTPA says that a person engages in unlawful practices if, during business, the person employs unconscionable tactics when selling, renting, or disposing of real estate, goods, or service and fails to deliver the goods or services, or refuses to refund money to the consumer for undelivered goods.

Current law provides that a person that offers for sale, sells, or advertises consumer goods to be shipped directly to a consumer in Oregon must clearly disclose during the sales transaction any charges that the consumer must pay for handling and shipping.