

**367.450 Return of goods to seller after cancellation -- Time and place of return -- Seller's compensation -- Application of statute.**

- (1) Except as provided by the provisions on retention of goods by the buyer in KRS 367.440(3), within a reasonable time after a home solicitation sale has been canceled or an offer to purchase revoked, the buyer upon demand must tender to the seller any goods delivered by the seller pursuant to the sale but he is not obligated to tender at any place other than his residence. If the seller fails to demand possession of goods within a reasonable time after cancellation or revocation, the goods become the property of the buyer without obligation to pay for them. For the purpose of this section, 40 days is presumed to be a reasonable time.
- (2) The buyer has a duty to take reasonable care of the goods in his possession before cancellation or revocation and for a reasonable time thereafter, during which time the goods are otherwise at the seller's risk.
- (3) If the seller has performed any services pursuant to a home solicitation sale prior to its cancellation, the seller is entitled to no compensation.
- (4) KRS 367.410 to 367.450 shall not apply to sales under \$25.00 or any type of insurance sale or sales.

**History:** Amended 1974 Ky. Acts ch. 284, sec. 4. -- Created 1972 Ky. Acts ch. 29, sec. 5.