

**367.401 Disclosure of refund requirement and that savings claims are based on comparisons with retailers doing business in area.**

- (1) Every contract shall provide that if any goods ordered by the member from the buying club are not delivered to the member or available for pickup by the member at a location within his county of residence within six (6) weeks from the date the member placed an order for such goods, then any moneys paid by the member for such goods in advance of delivery shall, upon the member's request, be fully refunded, unless a predetermined delivery date has been furnished to the member in writing at the time he or she ordered such goods and the goods are delivered to the member or are available for pickup by that date.
- (2) Every contract shall provide that all savings claims made by the buying club are based on price comparisons with retailers doing business in the trade area in which the claims are made and with prices at which the merchandise is actually sold.
- (3) Any contract which does not comply with subsections (1) and (2) of this section shall be void and unenforceable.

**Effective:** July 15, 1982

**History:** Created 1982 Ky. Acts ch. 21, sec. 4, effective July 15, 1982.