

Examples of VT Statutes Enforceable under the Consumer Protection Act

**§ 2470b. Unsafe children's products; prohibition**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1B. CHILDREN'S PRODUCT SAFETY > SUBCHAPTER 1B. § 2470b. Unsafe children's products; prohibition

(a) A children's product is deemed to be unsafe for purposes of this subchapter if it meets any of the following criteria: (1) It does not conform to all federal laws and regulations setting forth standards for the children's product, including standards endorsed or established by the federal Consumer Product Safety Commission and the American Society for Testing and Materials. (2) It has been recalled for any reason by an agency of the federal government or the product's manufacturer, distributor, or importer, and the recall has not been rescinded. ...

[... deceptive act or practice in commerce and a violation of section 2453 of this title, subject to enforcement and subject to the rights ..... deceptive act or practice in commerce and a violation of section 2453 of this title, subject to enforcement and subject to the rights ...](#)

**§ 2465a. Definition of local, local to Vermont, and locally grown or made in Vermont**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2465a. Definition of local, local to Vermont, and locally grown or made in Vermont

(a) As used in this section: (1) "Eggs" means eggs that are the product of laying birds, including chickens, turkeys, ducks, geese, or quail, and that are in the shell. (2) "Majority of ingredients" means more than 50 percent of all product ingredients by volume, excluding water. (3) "Processed food" means any food other than a raw agricultural product and includes a raw agricultural product that has been subject to processing, such as canning, cooking, dehydrating, milling, or the addition of other ingredients. Processed food includes dairy, ...

[... the purposes of this chapter and rules adopted pursuant to subsection 2453 \(c\) of this chapter, when referring to products other than food, ..... For the purposes of this chapter and rules adopted under subsection 2453 \(c\) of this title, "local," "locally grown or made," and substantially ..... the purposes of this chapter and rules adopted pursuant to subsection 2453 \(c\) of this chapter, "local," "local to Vermont," "locally grown or ..... the purposes of this chapter and rules adopted pursuant to subsection 2453 \(c\) of this chapter, when referring to products other than food, ..... For the purposes of this chapter and rules adopted under subsection 2453 \(c\) of this title, "local," "locally grown or made," and substantially ...](#)

**§ 2466a. Consumer protections; prescription drugs**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2466a. Consumer protections; prescription drugs

(a) A violation of 18 V.S.A. § 4631 shall be considered a prohibited practice under section 2453 of this title. (b) As provided in 18 V.S.A. § 9474 , a violation of 18 V.S.A. § 9472 or 9473 shall be considered a prohibited practice under section 2453 of this title. (c) (1) It shall be a prohibited practice under section

2453 of this title for a manufacturer of prescription drugs to present or cause to be presented in the State a regulated advertisement if that ...

[... shall be considered a prohibited practice under section 2453 of this title. \(c\) \(1\) It shall be a prohibited practice under section 2453 of this title for a manufacturer of prescription drugs to present ..... V.S.A. § 4631 shall be considered a prohibited practice under section 2453 of this title. \(b\) As provided in 18 V.S.A. § 9474 ..... 9472 or 9473 shall be considered a prohibited practice under section 2453 of this title. \(c\) \(1\) It shall be a prohibited practice under section 2453 of this title for a manufacturer of prescription drugs to present ...](#)

### **[§ 2922. Prohibited acts and practices](#)**

TITLE EIGHT. BANKING AND INSURANCE > PART 2. FINANCIAL AND RELATED SERVICES; LICENSEES > CHAPTER 85. LOAN SERVICERS > CHAPTER 85. § 2922. Prohibited acts and practices

(a) It is a violation of this chapter for a person to: (1) directly or indirectly employ any scheme, device, or artifice to defraud or mislead borrowers or lenders or to defraud any person; (2) engage in any unfair or deceptive practice toward any person; (3) obtain property by fraud or misrepresentation; (4) use any unfair or unconscionable means in servicing a loan; (5) knowingly misapply or recklessly apply loan payments to the outstanding balance of a loan; ...

[... an unfair and deceptive act or practice under 9 V.S.A. § 2453 , provided that the Commissioner's determinations concerning the interpretation and administration ...](#)

### **[§ 2506. Penalties](#)**

TITLE THREE. EXECUTIVE > PART 2. EXECUTIVE REORGANIZATION > CHAPTER 47. COMMERCE AND COMMUNITY DEVELOPMENT > SUBCHAPTER 5. MARKET VERMONT > SUBCHAPTER 5. § 2506. Penalties

Any person who uses the Market Vermont logo without authority, after it has been filed with the Secretary of State in accordance with section 2504 of this title, shall be deemed to have committed an unfair or deceptive act or practice within the meaning of 9 V.S.A. § 2453 and shall be subject to the penalties and injunctive authority provided in 9 V.S.A. chapter 63. ...

[... deceptive act or practice within the meaning of 9 V.S.A. § 2453 and shall be subject to the penalties and injunctive authority provided ...](#)

### **[§ 2454a. Consumer contracts; automatic renewal](#)**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2454a. Consumer contracts; automatic renewal

(a) A contract between a consumer and a seller or a lessor with an initial term of one year or longer that renews for a subsequent term that is longer than one month shall not renew automatically unless: (1) the contract states clearly and conspicuously the terms of the automatic renewal provision in plain, unambiguous language in bold-face type; (2) in addition to accepting the contract, the consumer takes an affirmative action to opt in to the automatic renewal provision; and (3) if the consumer opts in ...

[... an unfair and deceptive act in commerce in violation of section 2453 of this title. \(d\) The provisions of this section do not ...](#)

### **[§ 2443f. Enforcement](#)**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 62. PROTECTION OF PERSONAL INFORMATION > SUBCHAPTER 3A. STUDENT PRIVACY > SUBCHAPTER 3A. § 2443f. Enforcement

A person who violates a provision of this chapter commits an unfair and deceptive act in commerce in violation of section 2453 of this title. ...

[... an unfair and deceptive act in commerce in violation of section 2453 of this title. Added 2019, No. 89 \(Adj. Sess.\), § 4. ...](#)

#### **§ 2431. Acquisition of brokered personal information; prohibitions**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 62. PROTECTION OF PERSONAL INFORMATION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2431. Acquisition of brokered personal information; prohibitions

(a) Prohibited acquisition and use. (1) A person shall not acquire brokered personal information through fraudulent means. (2) A person shall not acquire or use brokered personal information for the purpose of: (A) stalking or harassing another person; (B) committing a fraud, including identity theft, financial fraud, or e-mail fraud; or (C) engaging in unlawful discrimination, including employment discrimination and housing discrimination. (b) Enforcement. (1) A person who violates a provision ...

[... an unfair and deceptive act in commerce in violation of section 2453 of this title. \(2\) The Attorney General has the same authority ...](#)

#### **§ 2454. Purchase contracts; rescission**

VT - Vermont Statutes Annotated 9 V.S.A. § 2454

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2454. Purchase contracts; rescission

(a) Consumer's or other obligor's right to cancel. (1) Except as provided in subdivision (5) of this subsection, in addition to any right otherwise to revoke an offer, the consumer or any other person obligated for any part of the purchase price may cancel a home solicitation sale until midnight of the third business day after the day on which the consumer has signed an agreement or offer to purchase relating to such sale, or has otherwise agreed to buy consumer goods or services from the seller. (2) Cancellation occurs when ...

[... considered an unfair act in commerce within the meaning of subsection 2453 \(a\) of this title. Added 1967, No. 132, § 1, eff. ...](#)

#### **§ 41b. Rent-to-own agreements; disclosure of terms**

TITLE NINE. COMMERCE AND TRADE > PART 1. MONEY OF ACCOUNT AND INTEREST > CHAPTER 4. INTEREST > SUBCHAPTER 1. INTEREST GENERALLY > SUBCHAPTER 1. § 41b. Rent-to-own agreements; disclosure of terms

(a) Definitions. -- In this section: (1) "Advertisement" means a commercial message that solicits a consumer to enter into a rent-to-own agreement for a specific item of merchandise that is conveyed: (A) at a merchant's place of business; (B) on a merchant's website; or (C) on television or radio. (2) "Cash

price" means the price of merchandise available under a rent-to-own agreement that the consumer may pay in cash to the merchant at the inception of the agreement ...

[... an unfair and deceptive act in commerce in violation of section 2453 of this title. Added 1993, No. 221 \(Adj. Sess.\), § 15a; ...](#)

#### **§ 2447. Data broker duty to protect information; standards; technical requirements**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 62. PROTECTION OF PERSONAL INFORMATION > SUBCHAPTER 5. DATA BROKERS > SUBCHAPTER 5. § 2447. Data broker duty to protect information; standards; technical requirements

(a) Duty to protect personally identifiable information. (1) A data broker shall develop, implement, and maintain a comprehensive information security program that is written in one or more readily accessible parts and contains administrative, technical, and physical safeguards that are appropriate to: (A) the size, scope, and type of business of the data broker obligated to safeguard the personally identifiable information under such comprehensive information security program; (B) the amount of resources available to the data broker; (C) the amount of stored data; ...

[... an unfair and deceptive act in commerce in violation of section 2453 of this title. \(2\) The Attorney General has the same authority ...](#)

#### **§ 2461b. Regulation of propane**

☐ VT - Vermont Statutes Annotated 9 V.S.A. § 2461b

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2461b. Regulation of propane

(a) (1) In this section: (A) "Consumer" means any person who, for consumption and not for resale, purchases propane through a meter or has propane delivered to one or more storage tanks of 2,000 gallons or less. (B) "Seller" means a person who sells or offers to sell propane to a consumer. (C) "Terminates service" means that a seller: (i) disconnects, removes, or locks off that seller's propane tank; (ii) reads a meter with the purpose of terminating service; ...

[... an unfair and deceptive act in commerce in violation of section 2453 of this title. \(2\) No contract for propane services shall contain ...](#)

#### **§ 2461c. Predatory pricing**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2461c. Predatory pricing

(a) No person, with the intent to harm competition, shall price goods or services in a manner that tends to create or maintain a monopoly or otherwise harms competition. A violation of this subsection is deemed to be an unfair method of competition in commerce and a violation of section 2453 of this title. (b) It is the intent of the General Assembly that in construing subsection (a) of this section, the courts of

the State will be guided by similar terms contained in federal anti-trust law as construed by the courts of the United ...

[... unfair method of competition in commerce and a violation of section 2453 of this title. \(b\) It is the intent of the General ...](#)

#### **§ 2461d. Price gouging of petroleum products and heating fuel products**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2461d. Price gouging of petroleum products and heating fuel products

(a) Definitions. -- For the purposes of this section: (1) A "market emergency" shall be declared by the Governor. The market emergency shall continue for 30 days or until terminated by the Governor. The Governor may extend the market emergency for additional 30-day periods. "Market emergency" means any abnormal disruption of any market for petroleum products or heating fuel products, including any actual or threatened shortage in the supply of petroleum products or heating fuel products or any actual or threatened increase in the price of petroleum products or heating fuel products resulting from ...

[... deceptive act and practice in commerce and a violation of section 2453 of this title for any petroleum or heating fuel-related business during ...](#)

#### **§ 2463. Credit billing for certain home solicitation sales**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2463. Credit billing for certain home solicitation sales

In the case of any home solicitation sale solicited or consummated by a seller in whole or in part by telephone that is paid for by means of an open-end consumer credit plan within the meaning of the federal Truth-in-Lending Act, 15 U.S.C. § 1601 et seq., the issuer of the credit card on which the consumer has charged the purchase shall, for one year from the date of the sale, or within any other time period available under applicable network operating rules in effect at the time of the sale, whichever is greater, and for the purpose ...

[... in a related unfair or deceptive act or practice under subsection 2453 \(a\) of this title, regardless of the amount of the purchase, ...](#)

#### **§ 2464a. Prohibited telephone solicitations**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2464a. Prohibited telephone solicitations

(a) Definitions. -- As used in this section, section 2464b, and section 2464c of this title: (1) "Customer" means a customer, residing or located in Vermont, of a company providing telecommunications service as defined in 30 V.S.A. § 203(5) . (2) "Caller identification information" means information a caller identification service provides regarding the name and number of the person calling. (3) "Caller identification service" means a service that allows a subscriber of the service to have the telephone number and, where available, the name of ...

[... A violation of this section shall constitute a violation of section 2453 of this title. Each prohibited telephone call shall constitute a separate ...](#)

**§ 2465b. Misrepresentation of a floral business as local**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2465b. Misrepresentation of a floral business as local

(a) In connection with the sale of floral products, it shall be an unlawful and deceptive act and practice in commerce in violation of section 2453 of this title for a floral business to misrepresent in an advertisement, on the Internet, on a website, or in a listing of the floral business in a telephone directory or other directory assistance database the geographic location of the floral business as "local," "locally owned," or physically located within Vermont. (b) A floral business is considered to misrepresent its geographic location that it is "local," "locally owned," or ...

[... and deceptive act and practice in commerce in violation of section 2453 of this title for a floral business to misrepresent in an ...](#)

**§ 2466b. Disclosure of fee for automatic dialing service**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 2466b. Disclosure of fee for automatic dialing service

(a) In this section: (1) "Automatic dialing service" means a service of a home or business security, monitoring, alarm, or similar system, by which the system automatically initiates a call or connection to an emergency service provider, either directly or through a third person, upon the occurrence of an action specified within the system to initiate a call or connection. (2) "Emergency functions" include services provided by the Department of Public Safety, firefighting services, police services, sheriff's department services, medical and health services, rescue, engineering, emergency warning services, communications, evacuation of ...

[... an unfair and deceptive act in commerce in violation of section 2453 of this title. Added 2015, No. 55, § 4....](#)

**§ 2470. Remedies**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1A. ASSISTIVE TECHNOLOGY > SUBCHAPTER 1A. § 2470. Remedies

(a) To receive a comparable new assistive device or a refund due under subsection 2468(d) of this title, a consumer shall offer to the manufacturer of the assistive device having the nonconformity to transfer possession of that assistive device to that manufacturer. No later than 30 days after that offer, the manufacturer shall provide the consumer with the comparable assistive device or refund. When the manufacturer provides the new assistive device or refund, the consumer shall return the assistive device having the nonconformity to the manufacturer, along with any endorsements necessary to transfer real possession to the manufacturer. ...

[... unfair or deceptive practice in commerce and a violation of section 2453 of this title. The Attorney General has the same authority to ...](#)

**§ 2470hh. Violations**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1D. THIRD-PARTY DISCOUNT MEMBERSHIP PROGRAMS > SUBCHAPTER 1D. § 2470hh. Violations

(a) A person who violates this subchapter commits an unfair and deceptive act in trade and commerce in violation of section 2453 of this title. (b) The Attorney General has the same authority to make rules, conduct civil investigations, enter into assurances of discontinuance, and bring civil actions as is provided under subchapter 1 of this chapter. (c) It is an unfair and deceptive act and practice in commerce for any person to provide substantial assistance to the seller of a third-party discount membership program that has engaged or is engaging ...

[... and deceptive act in trade and commerce in violation of section 2453 of this title. \(b\) The Attorney General has the same authority ...](#)

**[§ 2470k. Violations](#)**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1C. LEAD IN CONSUMER PRODUCTS > SUBCHAPTER 1C. § 2470k. Violations

(a) A violation of this subchapter is deemed to be a violation of section 2453 of this title. (b) The Attorney General has the same authority to make rules, conduct civil investigations, enter into assurances of discontinuance, and bring civil actions, and private parties have the same rights and remedies, as provided under subchapter 1 of this chapter. ...

[... of this subchapter is deemed to be a violation of section 2453 of this title. \(b\) The Attorney General has the same authority ...](#)

**[§ 2470nn. Violations](#)**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 1E. ADD-ON DISCOUNT MEMBERSHIP PROGRAMS > SUBCHAPTER 1E. § 2470nn. Violations

(a) A person who violates this subchapter commits an unfair and deceptive act in trade and commerce in violation of section 2453 of this title. (b) The Attorney General has the same authority to make rules, conduct civil investigations, enter into assurances of discontinuance, and bring civil actions as is provided under subchapter 1 of this chapter. (c) It is an unfair and deceptive act and practice in commerce for any person to provide substantial assistance to the seller of an add-on discount membership program that has engaged or is engaging ...

[... and deceptive act in trade and commerce in violation of section 2453 of this title. \(b\) The Attorney General has the same authority ...](#)

**[§ 2479. Violations](#)**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 2. CHARITABLE SOLICITATIONS > SUBCHAPTER 2. § 2479. Violations

(a) A violation of this subchapter, including the filing of any false information on a notice of solicitation or financial report, is deemed to be a violation of section 2453 of this title. This section shall not be construed to limit a paid fundraiser's liability under any other law. (b) The Attorney General has the

same authority to make rules, conduct civil investigations, and bring civil actions with respect to the acts and practices of paid fundraisers and charitable organizations as is provided under subchapter 1 of this chapter. (c) A ...

[... or financial report, is deemed to be a violation of section 2453 of this title. This section shall not be construed to limit ...](#)

#### **§ 2480f. Violations**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 3. FAIR CREDIT REPORTING > SUBCHAPTER 3. § 2480f. Violations

(a) A violation of this subchapter or rules adopted under this subchapter is deemed to be a violation of section 2453 of this title. This section shall not be construed to limit a credit reporting agency's liability under any other law. (b) A consumer aggrieved by a violation of this subchapter or rules adopted under this subchapter may bring an action in Superior Court for the consumer's damages, injunctive relief, punitive damages in the case of a willful violation, and reasonable costs and attorney's fees. In the case of a violation by a credit reporting ...

[... under this subchapter is deemed to be a violation of section 2453 of this title. This section shall not be construed to limit ...](#)

#### **§ 2480q. Penalties**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 4. PREVENTION OF CREDIT CARD COMPANY UNFAIR BUSINESS PRACTICES > SUBCHAPTER 4. § 2480q. Penalties

(a) The following penalties shall apply to violations of this subchapter: (1) Any electronic payment system found to have violated section 2480p of this subchapter shall reimburse all affected merchants for all fines related to the prohibitions described in section 2480p of this subchapter that were collected from affected merchants directly or through any agent, processor, or member of the system during the period of time in which the electronic payment system was in violation and shall be liable for a civil penalty of \$ 10,000.00 per fine levied in violation of section 2480p of ...

[... 2480p of this subchapter shall be deemed a violation of section 2453 of this title. The Attorney General has the same authority to ...](#)

#### **§ 2481d. Violations**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 6. CAUSE-RELATED MARKETING > SUBCHAPTER 6. § 2481d. Violations

(a) A violation of this subchapter is deemed to be a violation of section 2453 of this title. This section shall not be construed to limit a commercial coventurer's liability under any other law. (b) The Attorney General has the same authority to make rules, conduct civil investigations, and bring civil actions with respect to the acts and practices of a commercial coventurer as is provided under subchapter 1 of this chapter. ...

[... of this subchapter is deemed to be a violation of section 2453 of this title. This section shall not be construed to limit ...](#)



**§ 2482d. Violations**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 8. INTERNET DATING SERVICES > SUBCHAPTER 8. § 2482d. Violations

(a) A person who violates this subchapter commits an unfair and deceptive act in trade and commerce in violation of section 2453 of this title. (b) The Attorney General has the same authority to make rules, conduct civil investigations, and enter into assurances of discontinuance as is provided under subchapter 1 of this chapter. ...

[... and deceptive act in trade and commerce in violation of section 2453 of this title. \(b\) The Attorney General has the same authority ...](#)

**§ 2482j. Violations**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 63. CONSUMER PROTECTION > SUBCHAPTER 9. CREDIT CARD TERMINAL FINANCE LEASES > SUBCHAPTER 9. § 2482j. Violations

A person who violates this subchapter commits an unfair and deceptive act in trade and commerce in violation of section 2453 of this title. ...

[... and deceptive act in trade and commerce in violation of section 2453 of this title. Added 2018, No. 4 \(Sp. Sess.\), § 1. ...](#)

**§ 2516. Violations**

TITLE NINE. COMMERCE AND TRADE > PART 3. SALES, ASSIGNMENTS, AND SECURED TRANSACTIONS > CHAPTER 67. PAY-PER-CALL SERVICES > CHAPTER 67. § 2516. Violations

(a) A violation of this chapter is deemed to be a violation of section 2453 of this title, the State's general civil antifraud statute. This section shall not be construed to limit a person's liability under any other law. (b) With respect to a pay-per-call service that fails to meet the requirements of this chapter, no sponsor shall: (1) bill, cause to bill, collect, or cause to collect from the caller for the service; or (2) report any amount due for the service to any consumer reporting ...

[... of this chapter is deemed to be a violation of section 2453 of this title, the State's general civil antifraud statute. This section ...](#)

**§ 4189a. Enforcement**

TITLE NINE. COMMERCE AND TRADE > PART 4. REGULATION OF TRADE > CHAPTER 116. FANTASY SPORTS CONTESTS > CHAPTER 116. § 4189a. Enforcement

(a) A person that violates a provision of this chapter commits an unfair and deceptive act in commerce in violation of section 2453 of this title. (b) The Attorney General has the authority to adopt rules to implement the provisions of this chapter and to conduct civil investigations, enter into assurances of discontinuance, and bring civil actions as provided under chapter 63, subchapter 1 of this title. ...

[... an unfair and deceptive act in commerce in violation of section 2453 of this title. \(b\) The Attorney General has the authority to ...](#)

**§ 4402. Solicitation in the guise of a bill, invoice, or statement of account**

TITLE NINE. COMMERCE AND TRADE > PART 6. UNSOLICITED MERCHANDISE OR SERVICES > CHAPTER 135. UNSOLICITED MERCHANDISE; SOLICITATION IN THE GUISE OF A BILL, INVOICE, OR STATEMENT OF ACCOUNT > CHAPTER 135. § 4402. Solicitation in the guise of a bill, invoice, or statement of account

(a) In this section: (1) (A) "Solicitation" means a document that reasonably could be considered a bill, invoice, or statement of account due, but is in fact an offer to sell goods or services to a consumer that were not requested by the consumer. (B) "Solicitation" does not include an offer to renew an existing agreement for the purchase of goods or services, provided that the offer specifies the date on which the existing agreement expires. (2) For purposes of subdivision (1)(A) of this subsection, factors to ...

[... and deceptive act and practice in commerce in violation of section 2453 of this title for a person to send to a consumer ...](#)

#### **[§ 6055. Unconscionable terms in standard-form contracts prohibited](#)**

TITLE NINE. COMMERCE AND TRADE > PART 8. DISCRIMINATION > CHAPTER 152. MODEL STATE CONSUMER JUSTICE ENFORCEMENT ACT; STANDARD-FORM CONTRACTS > CHAPTER 152. § 6055. Unconscionable terms in standard-form contracts prohibited

(a) Unconscionable terms. -- There is a rebuttable presumption that the following contractual terms are substantively unconscionable when included in a standard-form contract to which only one of the parties to the contract is an individual and that individual does not draft or have a meaningful opportunity to negotiate the contract: (1) A requirement that resolution of legal claims takes place in an inconvenient venue. As used in this subdivision, "inconvenient venue" for State law claims means a place other than the state in which the individual resides or the contract was consummated, and ...

[... thereby committed an unfair and deceptive practice in violation of section 2453 of this title and may order up to \\$ 1,000.00 in ...](#)

#### **[§ 6205. Enforcement; penalties](#)**

TITLE TEN. CONSERVATION AND DEVELOPMENT > PART 5. LAND USE AND DEVELOPMENT > CHAPTER 153. MOBILE HOME PARKS > SUBCHAPTER 1. GENERAL PROVISIONS > SUBCHAPTER 1. § 6205. Enforcement; penalties

(a) A mobile home park owner who violates or fails to comply with a provision of this chapter violates 9 V.S.A. § 2453 . (b) If a mobile home park owner violates this chapter, the Department shall have the authority: (1) to impose an administrative penalty of up to \$ 5,000.00 per violation; (2) to bring a civil action for damages or injunctive relief, or both, in the Superior Court for the unit in which a violation occurred; and (3) to refer ...

[... comply with a provision of this chapter violates 9 V.S.A. § 2453 . \(b\) If a mobile home park owner violates this chapter, ...](#)

#### **[§ 1602. Consumer protection; enforcement](#)**

TITLE ELEVEN. CORPORATIONS, PARTNERSHIPS, AND ASSOCIATIONS > CHAPTER 14. COOPERATIVE HOUSING OWNERSHIP ACT > CHAPTER 14. § 1602. Consumer protection; enforcement

(a) For purposes of this section, "consumer" means an actual or prospective subscriber, purchaser, member, assignee, or transferee of a cooperative interest with respect to a residential unit. A "consumer" includes a co-obligor or surety for a consumer. (b) To the extent that a violation of a provision of this chapter affects a consumer, that violation is deemed to be a violation of 9 V.S.A. § 2453

and is subject to all rights, obligations, and penalties provided under 9 V.S.A. chapter 63. (c) Failure or neglect to provide to ...

[... violation is deemed to be a violation of 9 V.S.A. § 2453 and is subject to all rights, obligations, and penalties provided under ...](#)

#### **§ 3301. Unprofessional conduct of hearing aid dispensers**

TITLE TWENTY-SIX. PROFESSIONS AND OCCUPATIONS > CHAPTER 67. AUDIOLOGISTS AND HEARING AID DISPENSERS > SUBCHAPTER 4. UNPROFESSIONAL CONDUCT AND DISCIPLINE > SUBCHAPTER 4. § 3301. Unprofessional conduct of hearing aid dispensers

(a) A licensee shall not engage in unprofessional conduct. When such conduct is committed by an applicant, it shall be grounds for denial of a license. (b) Unprofessional conduct means the following conduct and conduct set forth in 3 V.S.A. § 129a : (1) aiding or abetting a person, directly or indirectly, to commit unauthorized practice; (2) giving, offering to give, or causing to be given, directly or indirectly, money or anything of value to any person who advises another in a professional capacity, as an ...

[... deceptive act or practice within the meaning of 9 V.S.A. § 2453 , relating to consumer protection; \(5\) using undue influence or coercion ...](#)

#### **§ 3302. Unprofessional conduct of audiologists**

TITLE TWENTY-SIX. PROFESSIONS AND OCCUPATIONS > CHAPTER 67. AUDIOLOGISTS AND HEARING AID DISPENSERS > SUBCHAPTER 4. UNPROFESSIONAL CONDUCT AND DISCIPLINE > SUBCHAPTER 4. § 3302. Unprofessional conduct of audiologists

(a) A licensee or applicant shall not engage in unprofessional conduct. (b) Unprofessional conduct means the following conduct and the conduct set forth in 3 V.S.A. § 129a : (1) willfully making or filing false reports or records in the practice of audiology, willfully impeding or obstructing the proper making or filing of reports or records, or willfully failing to file the proper report or record; (2) aiding or abetting a person, directly or indirectly, to commit an unauthorized practice; (3) giving, ...

[... deceptive act or practice within the meaning of 9 V.S.A. § 2453 , relating to consumer protection; \(6\) willfully failing to honor any ...](#)

#### **§ 4464. Unprofessional conduct**

TITLE TWENTY-SIX. PROFESSIONS AND OCCUPATIONS > CHAPTER 87. SPEECH-LANGUAGE PATHOLOGISTS > CHAPTER 87. § 4464. Unprofessional conduct

(a) A licensee or applicant shall not engage in unprofessional conduct. (b) Unprofessional conduct means the following conduct and the conduct set forth in 3 V.S.A. § 129a : (1) willfully making or filing false reports or records in the practice of speech-language pathology, willfully impeding or obstructing the proper making or filing of reports or records, or willfully failing to file the proper report or record; (2) aiding or abetting a person, directly or indirectly, to commit an unauthorized practice; (3) ...

[... deceptive act or practice within the meaning of 9 V.S.A. § 2453 , relating to consumer protection; \(6\) willfully failing to honor any ...](#)

#### **§ 1339. Violations**

TITLE TWENTY-SEVEN. PROPERTY > CHAPTER 15. CONDOMINIUM OWNERSHIP ACT > SUBCHAPTER 2. PROTECTION OF TENANTS IN CONVERSION OF RENTAL UNITS > SUBCHAPTER 2. § 1339. Violations

A violation of this subchapter is deemed to be a violation of 9 V.S.A. § 2453 , and is subject to all rights, obligations and penalties provided under 9 V.S.A. chapter 63. ...

[... subchapter is deemed to be a violation of 9 V.S.A. § 2453 , and is subject to all rights, obligations and penalties provided ...](#)

#### **§ 1365. Violations**

TITLE TWENTY-SEVEN. PROPERTY > CHAPTER 15. CONDOMINIUM OWNERSHIP ACT > SUBCHAPTER 3. PROTECTION OF TENANTS IN CONVERSION OF MOBILE HOME PARKS > SUBCHAPTER 3. § 1365. Violations

A violation of this subchapter is deemed to be a violation of 9 V.S.A. § 2453 , and is subject to all rights, obligations and penalties provided under 9 V.S.A. chapter 63. ...

[... subchapter is deemed to be a violation of 9 V.S.A. § 2453 , and is subject to all rights, obligations and penalties provided ...](#)

#### **§ 518. Retransmission fees; reporting**

TITLE THIRTY. PUBLIC SERVICE > PART 1. DEPARTMENT OF PUBLIC SERVICE AND PUBLIC UTILITY COMMISSION > CHAPTER 13. CABLE TELEVISION SYSTEMS > CHAPTER 13. § 518. Retransmission fees; reporting

(a) Purpose. -- The purpose of this section is to provide the Attorney General with information necessary to investigate certain conduct within the cable and broadcast network industries to determine whether unfair methods of competition are occurring in violation of 9 V.S.A. chapter 63. (b) Reporting. -- Annually, beginning on January 1, 2015, each commercial broadcasting station doing business with a Vermont cable company shall report to the Attorney General any fees charged for program content retransmitted on the cable network under a retransmission consent agreement entered into pursuant to 47 U.S.C. ...

[... violation of this section constitutes unfair competition under 9 V.S.A. § 2453 . \(f\) Rules. -- The Attorney General may adopt rules he ...](#)

#### **§ 7786. Gray marketed cigarettes**

TITLE THIRTY-TWO. TAXATION AND FINANCE > SUBTITLE 2. TAXATION > PART 5. SPECIAL TAXES > CHAPTER 205. CIGARETTES AND TOBACCO PRODUCTS > SUBCHAPTER 3. STAMP TAX > SUBCHAPTER 3. § 7786. Gray marketed cigarettes

(a) No person shall affix a cigarette stamp to or sell or offer for sale in this State any package or container of cigarettes if: (1) the container or package does not comply with all the requirements of the federal Cigarette Labeling and Advertising Act ( 15 U.S.C. § 1331 et seq.) for the placement of labels, warnings, or any other information upon a package of cigarettes that is to be sold within the United States; (2) the container or package has been imported into the United States after January ...

[... deceptive act and practice in commerce prohibited under 9 V.S.A. § 2453 , and shall be subject to enforcement and to the rights ...](#)