

January 24, 1969

SENATE FILE 74

Passed on File

By CONKLIN

*Commerce 1-27*  
*Wae " 2-14*

Passed Senate, Date *2-11-68* Passed House, Date *2-18-69*

Vote: Ayes *58* Nays *0* Vote: Ayes *120* Nays *1*

Approved *2-20-69*

## A BILL FOR

- 1 An Act relating to unsolicited goods, wares, and merchandise.
- 2 *Be It Enacted by the General Assembly of the State of Iowa:*
- 3 Section 1. Any person may accept delivery of unsolicited
- 4 goods, wares or merchandise without any obligation to pay for
- 5 or return the unsolicited items. In any action to recover the
- 6 purchase price or for the return of unsolicited goods, wares,
- 7 or merchandise, it shall be a complete defense that the items
- 8 were mailed or delivered voluntarily and that the person
- 9 receiving the items did not order or request them, either
- 10 orally or in writing.

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- 1 1. Strike all after the enacting clause and
- 2 substituting in lieu thereof the following:
- 3 Section 1. Unless otherwise agreed, where unso-
- 4 licited goods are mailed to a person, he has a right to
- 5 accept delivery of such goods as a gift only, and is
- 6 not bound to return such goods to the sender. If
- 7 such unsolicited goods are either addressed to or
- 8 intended for the recipient, he may use them or dis-
- 9 pose of them in any manner without any obligation
- 10 to the sender, and in any action for goods sold and
- 11 delivered, or in any action for the return of the
- 12 goods, it shall be a complete defense that the goods
- 13 were mailed voluntarily and that the defendant did
- 14 not actually order or request such goods, either
- 15 orally or in writing.

Filed - *Adopted 2-11*  
February 6, 1969

By COMMITTEE ON COMMERCE