



**93RD GENERAL ASSEMBLY**  
**State of Illinois**  
**2003 and 2004**

Introduced 2/6/2004, by Richard J. Winkel Jr.

**SYNOPSIS AS INTRODUCED:**

815 ILCS 505/200 new

Amends the Consumer Fraud and Deceptive Business Practices Act. Applies to agreements under which an Internet service provider provides service to Illinois consumers for a one-year term that is automatically renewed for another one-year term unless a consumer cancels the service. Requires an Internet service provider to give a consumer: at least 30 days' advance notice of the annual service renewal date, which notice shall include instructions that the consumer may follow to cancel the service at the Internet service provider's web site; and a secure method at the Internet service provider's web site that the consumer may use to cancel the service, which method shall not require the consumer to make a telephone call or send U.S. Postal Service mail to effectuate the cancellation. Provides that a person who violates those provisions commits an unlawful practice within the meaning of the Act.

LRB093 17936 WGH 43619 b

1 AN ACT concerning business transactions.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Consumer Fraud and Deceptive Business  
5 Practices Act is amended by adding Section 200 as follows:

6 (815 ILCS 505/200 new)

7 Sec. 200. Internet service; cancellation.

8 (a) As used in this Section:

9 "Internet service provider" means a person who provides a  
10 service that combines computer processing, information  
11 storage, protocol conversion, and routing with transmission to  
12 enable a consumer to access Internet content and services.

13 (b) This Section applies only to agreements under which an  
14 Internet service provider provides service to consumers for a  
15 one-year term that is automatically renewed for another  
16 one-year term unless a consumer cancels the service.

17 (c) An Internet service provider must give any consumer who  
18 is an Illinois resident the following: (1) at least 30 days'  
19 advance notice of the annual service renewal date, which notice  
20 shall include instructions that the consumer may follow to  
21 cancel the service at the Internet service provider's web site;  
22 and (2) a secure method at the Internet service provider's web  
23 site that the consumer may use to cancel the service, which  
24 method shall not require the consumer to make a telephone call  
25 or send U.S. Postal Service mail to effectuate the  
26 cancellation.

27 (d) A person who violates this Section commits an unlawful  
28 practice within the meaning of this Act.