

## S 2072

Unsubscribe Act of 2021

**Congress:** 117 (2021–2023, Ended)

**Chamber:** Senate

**Policy Area:** Commerce

**Introduced:** Jun 16, 2021

**Current Status:** Read twice and referred to the Committee on Commerce, Science, and Transportation.

**Latest Action:** Read twice and referred to the Committee on Commerce, Science, and Transportation. (Jun 16, 2021)

**Official Text:** <https://www.congress.gov/bill/117th-congress/senate-bill/2072>

### Sponsor

**Name:** Sen. Schatz, Brian [D-HI]

**Party:** Democratic • **State:** HI • **Chamber:** Senate

### Cosponsors (3 total)

Cosponsor	Party / State	Role	Date Joined
Sen. Kennedy, John [R-LA]	R · LA		Jun 16, 2021
Sen. Thune, John [R-SD]	R · SD		Jun 16, 2021
Sen. Warnock, Raphael G. [D-GA]	D · GA		Jun 16, 2021

### Committee Activity

Committee	Chamber	Activity	Date
Commerce, Science, and Transportation Committee	Senate	Referred To	Jun 16, 2021

### Subjects & Policy Tags

**Policy Area:**

Commerce

### Related Bills

Bill	Relationship	Last Action
117 HR 3953	Related bill	Jun 17, 2021: Referred to the Subcommittee on Consumer Protection and Commerce.

## Unsubscribe Act of 2021

This bill requires that certain consumer protections are included in negative option agreements (an agreement under which a consumer's failure to take an affirmative action is considered approval to be charged for goods or services). These agreements are prohibited unless

- the agreement discloses all material terms;
- a consumer provides express informed consent before the consumer is charged for a product or the agreement is automatically renewed; and
- the agreement provides the consumer with a way to cancel the agreement, in the same manner by which the agreement was entered, before incurring further or increased charges.

Further, under free-to-pay conversion contracts (a type of negative option agreement where a consumer is charged a nominal introductory rate and an increased rate after the introductory period ends), before charging a consumer the provider of the good or service must obtain the consumer's informed consent, provide the terms of the contract, and provide information about how to cancel the contract.

The bill also requires that certain notifications are provided to consumers in the context of other forms of negative option agreements online, such as notice between two and seven days before an automatic renewal.

The bill provides for enforcement of these requirements by the Federal Trade Commission and state attorneys general.

## Actions Timeline

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- **Jun 16, 2021:** Introduced in Senate
- **Jun 16, 2021:** Read twice and referred to the Committee on Commerce, Science, and Transportation.