

IC 24-8-5

Chapter 5. Prizes

IC 24-8-5-1

Substitutions for unavailable prizes; applicability to certain book, record, video, and magazine promotions

Sec. 1. (a) If the prize described in this article is not available, the person who is to receive the prize shall be given the option of choosing one (1) of the following:

- (1) A prize of equal or greater value.
- (2) The verifiable retail value of the prize in cash or by a valid check.
- (3) A voucher, certificate, or other evidence of obligation stating that the prize will be shipped to the person within thirty (30) days at no cost to the person.

(b) If a voucher, certificate, or other evidence of obligation described in subsection (a) cannot be honored within thirty (30) days, the sponsor shall mail to a person a valid check or money order for the verifiable retail value of the prize described in this article.

(c) Subsection (b) of this section shall not apply in a promotion only for books, records, videos, or magazines when the person has the right to review the merchandise without obligation for at least seven (7) days and the right to obtain a full refund for the return of undamaged merchandise.

As added by P.L.233-1989, SEC.1.

IC 24-8-5-2

Honor of evidence of obligation by sponsors

Sec. 2. A sponsor shall honor a voucher, certificate, or other evidence of obligation if the person named as being responsible fails to honor the voucher, certificate, or other evidence of obligation.

As added by P.L.233-1989, SEC.1.