



# ARIZONA HOUSE OF REPRESENTATIVES

Fifty-fifth Legislature  
First Regular Session

House: COM DP 10-0-0-0 | 3<sup>rd</sup> Read 60-0-0-0

Senate: COM DPA 7-1-1-0 | 3<sup>rd</sup> Read 25-5-0-0

Final Vote: 60-0-0-0

## **HB 2697: health spa contracts; cancellation; notice**

**Sponsor: Representative Wilmeth, LD 15**

**Transmitted to the Governor**

### **Overview**

Outlines notification methods for canceling or suspending a health spa services contract.

### **History**

A *health spa* is an establishment which provides as its primary purpose services or facilities which are purported to assist patrons in physical exercise, weight control or figure development ([A.R.S. § 44-1791](#)).

Contracts for health spa services must be in writing and provided to the customer when the customer signs the contract. Contracts for new or increased health spa services may be canceled by the customer for any reason within three days. A customer who wishes to cancel a contract must notify the health spa in writing by either certified mail or personal delivery ([A.R.S. § 44-1793](#)).

### **Provisions**

1. Requires a health spa to notify a customer of the methods to cancel or suspend a health spa services contract. (Sec. 1)
2. Allows a customer to cancel or suspend a health spa services contract by notifying the health spa by any of the following methods:
  - a) Mail;
  - b) Personal delivery;
  - c) Email;
  - d) Using a cancellation option provided on the health spa's website; or
  - e) Using any other manner specified in the contract. (Sec. 1)
3. Requires a customer, in order to cancel a health spa services contract, to notify the health spa using one of the defined notification methods. (Sec. 1)
4. Clarifies a health spa services contract is subject to cancellation or suspension by notice sent using one of the defined notification methods:
  - a) On the customer's death or permanent disability;
  - b) On the customer's change of permanent residence to a location more than 25 miles from the health spa or to an affiliated health spa; or
  - c) On military deployment. (Sec. 1)
5. Updates a *notice to customer* statement to include a cancellation notice may be sent by email. (Sec. 1)
6. Contains an applicability clause. (Sec. 2)

☐ Prop 105 (45 votes)

☐ Prop 108 (40 votes)

☐ Emergency (40 votes)

☐ Fiscal Note

7. Makes technical changes. (Sec. 1)