

This section is effective for the 1994 firearms deer season and subsequent firearms deer seasons. The commissioner of natural resources shall, by way of public service announcements and other means, inform the public of the provisions of this section.

Presented to the governor May 12, 1993

Signed by the governor May 14, 1993, 10:03 p.m.

CHAPTER 197—S.F.No. 174

An act relating to commerce; regulating facsimile transmission of unsolicited advertising materials; providing penalties and remedies; proposing coding for new law in Minnesota Statutes, chapter 325E.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. [325E.395] FACSIMILE TRANSMISSION OF UNSOLICITED ADVERTISING MATERIALS.

Subdivision 1. TELEPHONE NUMBER AND ADDRESS REQUIRED; NOTICE. (a) A person conducting business in this state may not make or cause to be made a facsimile transmission of documents consisting of unsolicited advertising material for the lease, sale, rental, gift offer, or other disposition of property or services unless the person establishes a toll-free telephone number that a recipient of the unsolicited documents may call to notify the sender not to transmit to the recipient unsolicited documents.

(b) Unsolicited facsimile transmissions subject to this section must include a statement, in at least 9-point type, informing the recipient of the toll-free telephone number the recipient may call, and an address the recipient may write to, to notify the sender not to transmit to the recipient unsolicited documents to the facsimile number specified by the recipient.

(c) Upon receiving a request not to transmit unsolicited documents, no person or entity conducting business in this state may make or cause to be made any unsolicited facsimile transmissions of documents to the person making the request.

Subd. 2. EXCEPTION. This section does not apply to the transmission of documents by a telecommunications service provider to the extent that the telecommunications service provider merely provides transmission facilities.

Subd. 3. REMEDIES AND PENALTIES. A person who is found to have violated this section is subject to the penalties and remedies, including a private right of action, as provided in section 8.31.

New language is indicated by underline, deletions by ~~strikeout~~.

Presented to the governor May 12, 1993

Signed by the governor May 14, 1993, 9:56 p.m.

CHAPTER 198—S.F.No. 361

VETOED

CHAPTER 199—S.F.No. 1380

An act relating to commerce; regulating heavy and utility equipment dealership agreements; including truck parts within the scope of coverage; defining terms; amending Minnesota Statutes 1992, section 325E.068, subdivision 2, and by adding subdivisions.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. Minnesota Statutes 1992, section 325E.068, subdivision 2, is amended to read:

Subd. 2. **HEAVY AND UTILITY EQUIPMENT.** "Heavy and utility equipment," "heavy equipment," or "equipment" means equipment and parts for equipment including but not limited to:

(1) excavators, crawler tractors, wheel loaders, compactors, pavers, backhoes, hydraulic hammers, cranes, fork lifts, compressors, generators, attachments and repair parts for them, and other equipment, including attachments and repair parts, used in all types of construction of buildings, highways, airports, dams, or other earthen structures or in moving, stock piling, or distribution of materials used in such construction; ~~excluding self-propelled machines designed primarily for the transportation of persons or property on a street or highway; or~~

(2) trucks and truck parts.

Sec. 2. Minnesota Statutes 1992, section 325E.068, is amended by adding a subdivision to read:

Subd. 6. **TRUCK.** "Truck" means a motor vehicle designed and used for carrying things other than passengers, a truck tractor as defined in section 168.011, subdivision 12, and a semitrailer as defined in section 168.011, subdivision 14. "~~Truck~~" ~~does not include a pickup truck or van with a manufacturer's nominal rated carrying capacity of three-fourths ton or less.~~

Sec. 3. Minnesota Statutes 1992, section 325E.068, is amended by adding a subdivision to read:

New language is indicated by underline, deletions by ~~strikeout~~.