

pose of striking a name, it shall be decided by the flip of a coin. Each party shall be responsible for compensating the arbitrator of their choice, and the parties shall share equally the compensation paid to the third arbitrator. The board of arbitrators shall serve as a temporary arbitration tribunal and shall have the powers provided for commissioners under section 179.08. The board of arbitrators shall make its determination with all due diligence and shall file a copy of its report with the commissioner.

Presented to the governor March 25, 1996

Signed by the governor March 27, 1996, 11:27 a.m.

CHAPTER 383—S.F.No. 2194

VETOED

CHAPTER 384—S.F.No. 1981

An act relating to commerce; regulating the enforcement powers of the commissioner of commerce; providing for the study and consideration of certain insurance benefits; modifying reporting and enforcement provisions for charitable solicitations; regulating the repair of certain consumer goods; modifying the definition of "nonconformity" for purposes of assistive listening device regulation; amending Minnesota Statutes 1994, sections 45.027, subdivision 5, and by adding a subdivision; 325F.56, subdivision 2; and 325F.62, subdivision 3; Minnesota Statutes 1995 Supplement, sections 309.53, subdivision 3; and 325G.203, subdivision 11.

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

Section 1. Minnesota Statutes 1994, section 45.027, subdivision 5, is amended to read:

Subd. 5. **LEGAL ACTIONS; INJUNCTIONS; CEASE AND DESIST ORDERS.** Whenever it appears to the commissioner that any person has engaged or is about to engage in any act or practice constituting a violation of any law, rule, or order related to the duties and responsibilities entrusted to the commissioner, ~~the commissioner has the following powers:~~ (1) the commissioner may bring an action in the name of the state in Ramsey county district court or the district court of the an appropriate county to enjoin the acts or practices and to enforce compliance, or the commissioner may refer the matter to the attorney general or the county attorney of the appropriate county. Upon a proper showing, A permanent or temporary injunction, restraining order, or other appropriate relief must be granted; (2) based solely upon a showing that the person has engaged or is about to engage in an act or practice constituting a violation of a law, rule, cease and desist order, or other order related to the duties and responsibilities entrusted to the commissioner. The terms of this subdivision govern an action brought under this subdivision, in-

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