

**SENATE
STATE OF MINNESOTA
NINETIETH SESSION**

S.F. No. 1445

(SENATE AUTHORS: SENJEM, Anderson, P. and Sparks)

DATE	D-PG	OFFICIAL STATUS
02/27/2017	785	Introduction and first reading
		Referred to Commerce and Consumer Protection Finance and Policy
03/15/2017		Comm report: To pass as amended
		Second reading

1.1 A bill for an act

1.2 relating to commerce; regulating landscape application contracts; providing an

1.3 exclusion; amending Minnesota Statutes 2016, section 325F.245, subdivision 6.

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

1.5 Section 1. Minnesota Statutes 2016, section 325F.245, subdivision 6, is amended to read:

1.6 Subd. 6. **Exclusions.** This section does not apply to:

1.7 (1) pesticide, fertilizer, or chemical applications for the purpose of producing agricultural

1.8 commodities or any commodity for sale;

1.9 (2) pesticide applications around or near the foundation of a building for the purpose of

1.10 structural or indoor pest control; ~~or~~

1.11 (3) any single or isolated landscape application where the property owner or its agent

1.12 verbally consents to the single or isolated application; or

1.13 (4) pesticide or fertilizer applications by a licensed, commercial application company

1.14 that provides customers with the ability to cancel the agreement at any time, for any reason,

1.15 with full refund of any prepaid services that were not provided. The customer must be

1.16 allowed to cancel the agreement at any time by communication to the company in writing,

1.17 electronically, verbally by telephone, or in person to company representatives or on-site

1.18 service personnel.

1.19 Sec. 2. **EFFECTIVE DATE.**

1.20 Section 1 is effective the day following final enactment and applies to agreements entered

1.21 into on or after that date.