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## State of Minnesota

## HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 2413

02/27/2014 Authored by Schoen, Atkins, Beard, Hoppe and Falk

The bill was read for the first time and referred to the Committee on Commerce and Consumer Protection Finance and Policy

1.1 A bill for an act  
1.2 relating to commerce; prohibiting certain practices in connection with a sales  
1.3 representative agreement; amending Minnesota Statutes 2012, section 325E.37,  
1.4 by adding a subdivision.

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

1.6 Section 1. Minnesota Statutes 2012, section 325E.37, is amended by adding a  
1.7 subdivision to read:

1.8 Subd. 7. **Prohibition of inclusion of certain unfair contract terms in sales**  
1.9 **representative agreement.** (a) No manufacturer, wholesaler, assembler, or importer shall  
1.10 circumvent compliance with this section by including in a sales representative agreement  
1.11 a term or provision, whether express or implied, that includes or purports to include:

1.12 (1) an application or choice of law of any other state; or

1.13 (2) a waiver of any provision of this section.

1.14 (b) Any term or provision described in paragraph (a) is void and unenforceable.

1.15 **EFFECTIVE DATE.** This section is effective August 1, 2014, and applies to sales  
1.16 representative agreements entered into or amended on or after that date.