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State of Minnesota

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HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 676

- 02/01/2017 Authored by Davids
- The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform
- 03/08/2017 Adoption of Report: Placed on the General Register
- Read for the Second Time
- 04/20/2017 Calendar for the Day, Amended
- Read Third Time as Amended
- Passed by the House as Amended and transmitted to the Senate to include Floor Amendments
- 05/04/2017 Returned to the House as Amended by the Senate
- Refused to concur and a Conference Committee was appointed
- 05/11/2017 Read Third Time as Amended by Conference and repassed by the House

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 or discontinue the agreement at any time,

1.15 for any reason, with full refund of any prepaid services that were not provided and without

1.16 any cancellation or discontinuance penalty. The commercial application company must

1.17 provide annual written notice to the customer of the customer's ability to cancel or discontinue

1.18 the agreement at any time. The customer must be allowed to cancel or discontinue the

1.19 agreement at any time by communication to the company in writing, electronically, verbally

1.20 by telephone, or in person to company representatives or on-site service personnel.

2.1 Sec. 2. **EFFECTIVE DATE.**

2.2 Section 1 is effective the day following final enactment and applies to agreements entered
2.3 into on or after that date.