

SENATE
STATE OF MINNESOTA
EIGHTY-EIGHTH SESSION

S.F. No. 2108

(SENATE AUTHORS: LATZ, Pratt, Limmer, Goodwin and Dziedzic)

DATE	D-PG	OFFICIAL STATUS
02/27/2014	5899	Introduction and first reading Referred to Judiciary
03/10/2014		Comm report: To pass as amended and re-refer to Commerce

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.