

CHAPTER 113--H.F.No. 3225

An act relating to commerce; regulating wireless communications device dealer payments for used devices; amending Minnesota Statutes 2016, section 325E.319, subdivision 4.

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

Section 1. Minnesota Statutes 2016, section 325E.319, subdivision 4, is amended to read:

Subd. 4. **Payment for used wireless communications devices.** (a) A wireless communications device dealer shall pay for purchases of all used wireless communications devices by check mailed to a specific address or by electronic transfer.

(b) The purchase price may be paid in cash if the wireless communications device dealer uses an automated kiosk that:

(1) uses a live representative to remotely monitor the automated kiosk during all hours of operation;

(2) in addition to the requirements of subdivision 6, captures and stores in a manner consistent with subdivision 6 images of (i) the identification required by this section, and (ii) the wireless communications device;

(3) electronically reports all transactions to law enforcement;

(4) is located within the physical store of a retailer partner;

(5) otherwise complies with all requirements of this section; and

(6) only buys wireless communications devices.

(c) Local law enforcement may require an automated kiosk to close for repairs if for any reason the kiosk is unable to comply with the requirements of this section.

EFFECTIVE DATE. This section is effective the day following final enactment and applies to cash transactions under this section made on or after that date.

Presented to the governor May 4, 2018

Signed by the governor May 8, 2018, 12:24 p.m.