

1.1 CONFERENCE COMMITTEE REPORT ON H. F. No. 676

1.2 A bill for an act

1.3 relating to commerce; regulating landscape application contracts; providing an
1.4 exclusion; amending Minnesota Statutes 2016, section 325F.245, subdivision 6.

1.5 May 10, 2017

1.6 The Honorable Kurt L. Daudt
1.7 Speaker of the House of Representatives

1.8 The Honorable Michelle L. Fischbach
1.9 President of the Senate

1.10 We, the undersigned conferees for H. F. No. 676 report that we have agreed upon the
1.11 items in dispute and recommend as follows:

1.12 That the Senate recede from its amendments and that H. F. No. 676 be further amended
1.13 as follows:

1.14 Delete everything after the enacting clause and insert:

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

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

1.17 (1) pesticide, fertilizer, or chemical applications for the purpose of producing agricultural
1.18 commodities or any commodity for sale;

1.19 (2) pesticide applications around or near the foundation of a building for the purpose of
1.20 structural or indoor pest control; ~~or~~

1.21 (3) any single or isolated landscape application where the property owner or its agent
1.22 verbally consents to the single or isolated application; or

1.23 (4) pesticide or fertilizer applications by a licensed, commercial application company
1.24 that provides customers with the ability to cancel or discontinue the agreement at any time,
1.25 for any reason, with full refund of any prepaid services that were not provided and without
1.26 any cancellation or discontinuance penalty. Prior to the first application of the season, the

2.1 commercial application company must provide annual written notice to the customer of the
 2.2 customer's ability to cancel or discontinue the agreement at any time. The customer must
 2.3 be allowed to cancel or discontinue the agreement at any time by communication to the
 2.4 company in writing, electronically, verbally by telephone, or in person to company
 2.5 representatives or on-site service personnel.

2.6 Sec. 2. **EFFECTIVE DATE.**

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

2.9 Delete the title and insert:

2.10 "A bill for an act
 2.11 relating to commerce; regulating landscape application contracts; providing an
 2.12 exclusion; amending Minnesota Statutes 2016, section 325F.245, subdivision 6."

3.1 We request the adoption of this report and repassage of the bill.

3.2 House Conferees:

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3.4	Greg Davids	Joe Hoppe

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3.6	Paul Rosenthal

3.7 Senate Conferees:

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3.9	David H. Senjem	Gary H. Dahms

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3.11	Dan Sparks