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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-SECOND SESSION

H. F. No. 3254

02/10/2022

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

1.1 A bill for an act  
1.2 relating to commerce; clarifying prohibited contract terms regarding choice of  
1.3 venue; amending Minnesota Statutes 2020, section 325E.37, subdivision 7.

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

1.5 Section 1. Minnesota Statutes 2020, section 325E.37, subdivision 7, is amended to read:

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

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

1.11 (2) a choice of venue in any other state; or

1.12 (3) a waiver of any provision of this section.

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

1.14 **EFFECTIVE DATE.** This section is effective August 1, 2022, and applies to sales  
1.15 representative agreements entered into, renewed, or amended after that date.