

CHAPTER 204—S.F.No. 94

An act relating to public health; requiring an itemized billing for hearing aid repairs; amending Minnesota Statutes 1986, section 145.43, by adding a subdivision.

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

Section 1. Minnesota Statutes 1986, section 145.43, is amended by adding a subdivision to read:

Subd. 4. ITEMIZED REPAIR BILL. (a) Any person or company who agrees to repair a hearing aid must provide the customer with a billing that specifically itemizes all parts and labor charges for services rendered. The bill must also include the person's or company's name, address, and phone number.

(b) This subdivision does not apply to:

(1) a person or company that repairs a hearing aid pursuant to an express warranty covering the hearing aid and the warranty covers the entire costs, both parts and labor, of the repair; and

(2) a person or company that repairs a hearing aid and the repair is expressly warranted for a period of at least one year, the warranty covers the entire costs, both parts and labor, of the repair, and a copy of the express warranty is given to the customer.

Approved May 26, 1987

CHAPTER 205—S.F.No. 153

An act relating to consumer protection; requiring cash refunds for goods returned on certain retail sales; providing enforcement; proposing coding for new law in Minnesota Statutes, chapter 325F.

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

Section 1. [325F.80] RETAIL SALES OF CONSUMER GOODS; REFUNDS.

Subdivision 1. DEFINITIONS. For purposes of this section, the following terms have the meanings given them under this subdivision:

(1) "consumer" means a natural person who buys goods for personal, family, or household purposes and not for commercial, agricultural, or business purposes;

(2) "seller" means a person who regularly sells goods at retail to consumers;

Changes or additions are indicated by underline, deletions by ~~strikeout~~.

(3) “acceptable” means that the goods returned are in a condition acceptable to the seller using reasonable and objective standards, the goods are returned within a reasonable time from the date of purchase, and proof of purchase is presented by the consumer at time of return;

(4) “cash refund” means the seller provides the consumer cash at the time of the return; or the seller mails a check to the consumer within a reasonable time following return; or, for sales involving financial transaction cards, as defined in section 325G.02, subdivision 2, or sales in which the seller extends credit to the consumer, the seller credits the account that was charged.

Subd. 2. CASH REFUNDS REQUIRED. A seller may not refuse to give a cash refund to a consumer for goods that are acceptable for return unless the seller complies with subdivision 3.

Subd. 3. NOTICE OF REFUND POLICY. If a seller wishes to alter the cash refund policy required by this section, written notice of the seller's cash refund policy must be clearly and conspicuously displayed on the premises. The notice must be written in boldface type of a minimum size of 14 points.

Subd. 4. NONAPPLICATION. This section does not apply to home solicitation sales, as defined in section 325G.06, goods custom ordered or special ordered by the consumer, sellers licensed under section 168.27, or sales that are subject to a written agreement or contract under the uniform commercial code.

Subd. 5. VIOLATION. A seller who violates this section is subject to the remedies under section 8.31, except that a civil penalty imposed under that section may not exceed \$500 per violation.

Approved May 26, 1987

CHAPTER 206—S.F.No. 167

An act relating to the Minnesota zoological garden; increasing the size of the zoological board; permitting the governor to appoint new members to the board; exempting members of the board from filing statements of economic interest; amending Minnesota Statutes 1986, sections 85A.001; 85A.01, subdivision 1, and by adding subdivisions.

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

Section 1. Minnesota Statutes 1986, section 85A.001, is amended to read:
85A.001 PURPOSE.

It is the intent of the legislature to foster a partnership between the private sector and the state for the purpose of operating a zoological garden. The legislature seeks to enable the Minnesota zoological garden to operate indepen-

Changes or additions are indicated by underline, deletions by ~~strikeout~~.