

MINNESOTA STATUTES 1979 SUPPLEMENT

REGULATION OF MANUFACTURES AND SALES 325.933

319A.16 Officers; directors.

Except as otherwise provided by this section, every director and every officer of a professional corporation shall be a professional licensed to render professional service of a type the corporation is authorized to render. If the articles of incorporation or the by-laws so provide, the secretary, the treasurer, and any assistants to either of them, need not be professionals. If the professional corporation organizes pursuant to chapter 317, a majority of its board of directors need not be professionals.

[1979 c 21 s 4]

CHAPTER 325. REGULATION OF MANUFACTURES AND SALES

Sec.		Sec.	
325.45	Repealed.	325.933	Definitions.
325.46	Repealed.	325.989	Enforcement; penalties.
325.47	Repealed.		
325.767	Service for handicapped at gasoline stations.		

325.45 [Repealed, 1979 c 129 s 4]

325.46 [Repealed, 1979 c 129 s 4]

325.47 [Repealed, 1979 c 129 s 4]

325.767 Service for handicapped at gasoline stations.

All gasoline service stations which offer both full service and self-service gasoline dispensing operations shall provide an attendant to dispense gasoline at the self-service price into vehicles bearing handicapped plates or a handicapped parking certificate issued pursuant to section 168.021.

[1979 c 160 s 1]

325.933 Definitions.

[For text of subd 1, see M.S.1978]

Subd. 2. "Home solicitation sale" means a sale of goods or services, by a seller who regularly engages in transactions of the same kind, purchased primarily for personal, family or household purposes, and not for agricultural purposes, with a purchase price of more than \$25, in which the seller or a person acting for him personally solicits the sale, and when the buyer's agreement or offer to purchase is made at a place other than the place of business of the seller, except as otherwise provided in this subdivision. It does not include:

(a) a sale made pursuant to prior negotiations in the course of a visit by the buyer to a retail business establishment having a fixed permanent location where the goods are exhibited or the services are offered for sale on a continuing basis; or

(b) a sale in which the buyer has initiated the contact and the goods or services are needed to meet a bona fide immediate personal emergency of the buyer and the buyer furnishes the seller with a separate dated and signed statement not furnished by the seller describing the situation requiring immediate remedy and expressly acknowledging and waiving the right to cancel the sale. This exclusion shall only apply where (i) the seller in good faith makes a substantial beginning of performance of the contract before the buyer gives notice of cancellation, and, (ii) in the case of goods, the goods cannot be returned to the seller in substantially as good condition as when received by the buyer; or

(c) a sale in which the buyer has initiated the contact and specifically requested the seller to visit his home for the purpose of repairing or performing maintenance upon the buyer's property. If in the course of such a visit, the seller sells the buyer the right to receive additional services or goods other than replacement parts necessarily used in performing the maintenance or in making the repairs, the sale of those additional goods or services would not fall within this exclusion; or

(d) a sale in which the buyer has initiated the contact either by oral, telephone, or written request (other than on a form provided by the seller), and requested the seller to

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visit his home for the purpose of negotiating the purchase of the specific good or service requested. This exclusion shall only apply where the buyer furnishes the seller with a separate dated and signed statement in the buyer's handwriting expressly acknowledging and waiving his right to cancel the sale; or

(e) a sale of insurance, securities, or real property; or a sale by public auction; or

(f) a sale of a motor vehicle, as defined in section 168.011, subdivision 4, when the buyer's agreement or offer to purchase is made at a place other than the buyer's place of residence.

[For text of subs 3 to 6, see M.S.1978]

[1979 c 128 s 1]

325.989 Enforcement; penalties.

[For text of subs 1 to 3, see M.S.1978]

Subd. 3a. Rules promulgated by the director of the energy agency pursuant to sections 325.985, subdivision 1, and 325.986, subdivision 1 may be enforced by the director of the energy agency pursuant to section 116H.15.

[For text of subd 4, see M.S.1978]

[Ex1979 c 2 s 38]

CHAPTER 326. EMPLOYMENTS LICENSED BY STATE

Sec. 326.01	Definitions.	Sec. 326.21	Repealed.
326.02	Registration of architects, engineers, surveyors and landscape architects.	326.211	Prohibited acts.
326.04	Board of architecture, engineering, land surveying and landscape architecture.	326.212	Permitted acts.
326.06	General powers and duties of board.	326.22	Repealed.
326.165	Board of accountancy.	326.223	Equivalency.
326.17	Board of accountancy.	326.224	Single act evidence of practice.
326.18	Board, duties, officers, examinations.	326.225	Prior certificates.
326.19	Licensure; qualifications of accountants.	326.23	Repealed.
326.191	Public accountants; licensing.	326.231	Violations; penalty.
326.20	Renewal.	326.242	Licenses.
		326.48	Steamfitters must be licensed.

326.01 Definitions.

[For text of subs 1 to 6a, see M.S.1978]

Subd. 6b. **Installer.** The term "installer" means a person who has the necessary qualifications, training, experience, and technical knowledge to properly lay out and install electrical wiring, apparatus, and equipment for major electrical home appliances and such other electrical equipment as is determined by the state board of electricity pursuant to section 326.242, subdivision 3, on the load side of the main service on farmsteads or in any town or municipality with less than 1500 inhabitants, which is not contiguous to a city of the first class and does not contain an established business of a master electrician, and who is licensed as such by the state board of electricity.

[For text of subs 7 to 21, see M.S.1978]

[1979 c 121 s 1]