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State of Minnesota

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HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **3650**

March 3, 2008

Authored by Zellers, Paulsen, DeLaForest, Atkins, Lillie and others

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

March 17, 2008

Committee Recommendation and Adoption of Report:

To Pass as Amended

Read Second Time

1.1 A bill for an act
1.2 relating to consumer protection; prohibiting retail sales of toys that have been
1.3 recalled for safety reasons; proposing coding for new law in Minnesota Statutes,
1.4 chapter 325F.

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

1.6 Section 1. **[325F.135] UNSAFE RECALLED TOYS; PROHIBITION ON SALE.**

1.7 (a) No commercial retailer shall sell in this state a toy that the commercial retailer
1.8 knows at the time of the sale has been recalled for any safety-related reason by an agency
1.9 of the federal government or by the toy's manufacturer, wholesaler, distributor, or importer
1.10 unless the recall has been rescinded.

1.11 (b) For purposes of this section, "toy" means an item designed primarily for the
1.12 purpose of play activity by children under the age of 14 years.

1.13 (c) This section shall be enforced under sections 325F.14 to 325F.16.

1.14 **EFFECTIVE DATE.** This section is effective August 1, 2008.