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State of Minnesota
HOUSE OF REPRESENTATIVES

**EIGHTY-SIXTH
SESSION**

HOUSE FILE No. 1306

March 5, 2009

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

1.1 A bill for an act
1.2 relating to pet animals; requiring a notice for retail sales of cocoa bean shell
1.3 mulch; proposing coding for new law in Minnesota Statutes, chapter 325E.

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

1.5 Section 1. **[325E.128] NOTICE FOR COCOA BEAN SHELL MULCH.**

1.6 (a) A person who sells a product containing cocoa bean shell mulch at retail must
1.7 post the notice in paragraph (b) in a manner clearly visible to a consumer examining a
1.8 product containing cocoa bean mulch offered for sale.

1.9 (b) The notice must be in 36-point type or larger and state:

1.10 "The ingestion of cocoa bean shell mulch is poisonous to pets. If a pet has eaten
1.11 cocoa bean shell mulch, you should immediately contact a veterinarian or the Animal
1.12 Poison Control Center at (888) 426-4435."

1.13 (c) A retailer may include additional language in the notice in order to promote
1.14 the sale of a product containing cocoa bean shell mulch, provided that the language in
1.15 paragraph (b) is present.

1.16 (d) This section does not apply to the sale of product containing cocoa bean shell
1.17 mulch that has been processed to completely remove theobromine from the cocoa bean
1.18 shell mulch.