

1.1 Senator moves to amend S.F. No. 3909 as follows:

1.2 Page 1, after line 5, insert:

1.3 "Section 1. Minnesota Statutes 2023 Supplement, section 325E.80, subdivision 1, is
1.4 amended to read:

1.5 Subdivision 1. **Definitions.** (a) For purposes of this section, the terms in this subdivision
1.6 have the meanings given.

1.7 (b) "Essential consumer good or service" means a good or service that is vital and
1.8 necessary for the health, safety, and welfare of the public, including without limitation:
1.9 food; water; fuel; gasoline; shelter; construction materials; transportation; health care
1.10 services; pharmaceuticals; and medical, personal hygiene, sanitation, and cleaning supplies.

1.11 (c) "Restoration and mitigation services provider" means a person or business that
1.12 provides service to prevent further damage to property following a fire, smoke, water, or
1.13 storm event. Services include but are not limited to board up of property, water extraction,
1.14 drying, smoke or odor removal, cleaning, and personal property inventory, removal and
1.15 storage;

1.16 (d) "Seller" means a manufacturer, supplier, wholesaler, distributor, or retail seller of
1.17 goods and services.

1.18 (e) "Tree trimmer" means a person registered under section 18G.07.

1.19 ~~(d)~~ (f) "Unconscionably excessive price" means a price that represents a gross disparity
1.20 compared to the seller's average price of an essential good or service, offered for sale or
1.21 sold in the usual course of business, in the 60-day period before an abnormal market
1.22 disruption is declared under subdivision 2. None of the following is an unconscionably
1.23 excessive price:

1.24 (1) a price that is substantially related to an increase in the cost of manufacturing,
1.25 obtaining, replacing, providing, or selling a good or service;

1.26 (2) a price that is no more than 25 percent above the seller's average price during the
1.27 60-day period before an abnormal market disruption is declared under subdivision 2;

1.28 (3) a price that is consistent with the fluctuations in applicable commodity markets or
1.29 seasonal fluctuations; or

1.30 (4) a contract price, or the results of a price formula, that was established before an
1.31 abnormal market disruption is declared under subdivision 2."

- 2.1 Renumber the sections in sequence and correct the internal references
- 2.2 Amend the title accordingly