

HOUSE RESEARCH

Bill Summary

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This bill provides a definition of "solicitor" which includes residents in the state who directly or indirectly refer potential customers to a seller through an Internet website or similar link for a commission or other consideration. The presumption is that a retailer has nexus if the total receipts of sales to Minnesota customers generated by Internet referrals made through websites operated by Minnesota residents exceed \$10,000 in the last 12-month period. A rebuttal process to this presumption is provided.

This bill is modeled on "Amazon" or "affiliate nexus" bills that have been passed in six other states: New York, Rhode Island, North Carolina, Connecticut, Illinois, and Arkansas. California has passed a similar bill that will go into effect if no federal legislation is passed this year, and Vermont passed the same law but made it effective when 15 other states have passed similar provisions.