

**SENATE  
STATE OF MINNESOTA  
NINETIETH SESSION**

**S.F. No. 2422**

(SENATE AUTHORS: LOUREY)

DATE  
05/21/2017

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OFFICIAL STATUS  
Introduction and first reading  
Referred to Judiciary and Public Safety Finance and Policy

1.1 A bill for an act  
1.2 relating to human rights; prohibiting discrimination by a health plan company;  
1.3 amending Minnesota Statutes 2016, section 363A.17.

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

1.5 Section 1. Minnesota Statutes 2016, section 363A.17, is amended to read:

1.6 **363A.17 BUSINESS DISCRIMINATION.**

1.7 It is an unfair discriminatory practice for a person engaged in a trade or business or in  
1.8 the provision of a service:

1.9 (1) to refuse to do business with or provide a service to a woman based on her use of  
1.10 her current or former surname; or

1.11 (2) to impose, as a condition of doing business with or providing a service to a woman,  
1.12 that a woman use her current surname rather than a former surname; or

1.13 (3) to intentionally refuse to do business with, to refuse to contract with, or to discriminate  
1.14 in the basic terms, conditions, or performance of the contract because of a person's race,  
1.15 national origin, color, sex, sexual orientation, or disability, unless the alleged refusal or  
1.16 discrimination is because of a legitimate business purpose; or

1.17 (4) to refuse to sell a health plan, or to sell a health plan that discriminates in the basic  
1.18 terms, conditions, performance, including the underwriting, price, and limitations or  
1.19 exclusions on coverage or provider services, based on a person's race, national origin, color,  
1.20 sex, sexual orientation, disability, or health status.

- 2.1 For the purposes of this section, business includes a health plan company as defined in
- 2.2 section 62Q.01, subdivision 4. Nothing in this section shall prohibit positive action plans.
- 2.3 **EFFECTIVE DATE.** This section is effective August 1, 2017, and applies to health
- 2.4 plans offered, issued, or renewed on or after that date.