

SENATE
STATE OF MINNESOTA
NINETY-FOURTH SESSION

S.F. No. 2869

(SENATE AUTHORS: SEEBERGER)

DATE	D-PG	OFFICIAL STATUS
03/24/2025	1003	Introduction and first reading Referred to Commerce and Consumer Protection

1.1A bill for an act

1.2relating to commerce; prohibiting a public adjuster from appearing as an advocate

1.3in any action or proceeding; amending Minnesota Statutes 2024, section 72B.135,

1.4subdivision 4.

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

1.6Section 1. Minnesota Statutes 2024, section 72B.135, subdivision 4, is amended to read:

1.7Subd. 4. **Prohibited practices.** No public adjuster shall:

1.8(1) pay money or give anything of value to a person in consideration of a direct or indirect

1.9referral of a client or potential client;

1.10(2) pay money or give anything of value to a person as an inducement to refer business

1.11or clients;

1.12(3) rebate to a client a part of a fee specified in an employment contract;

1.13(4) initiate contact with a prospective client between the hours of 8 p.m. and 8 a.m.;

1.14(5) split the fee received or pay money to a person for services rendered to a client unless

1.15the other person is also licensed as a public adjuster;

1.16(6) have an interest directly or indirectly in a construction firm, salvage firm, or appraisal

1.17firm. "Firm" includes a corporation, partnership, association, or individual firm;

1.18(7) in connection with the transaction of business as a public adjuster, make a willful or

1.19knowing misrepresentation of facts or advise a person on questions of law;

1.20(8) make willful or knowing false statements about an insurance company or its

1.21employees, agents, or representatives;

- 2.1 (9) solicit employment of a client in connection with a loss that is the subject of an
2.2 employment contract with another public adjuster;
- 2.3 (10) represent both an insurer and insured simultaneously; ~~or~~
- 2.4 (11) advance money to a client pending the settlement of a loss where the amount would
2.5 be included in a final settlement; or
- 2.6 (12) appear as an advocate or a person's representative in any action or proceeding before
2.7 an administrative tribunal, including an arbitration pursuant to section 65B.525.