SENATE STATE OF MINNESOTA EIGHTY-SEVENTH LEGISLATURE

S.F. No. 2137

(SENATE AUTHORS:	DAHMS.	Gerlach, S	narks and Kruse)	
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DATE	D-PG	OFFICIAL STATUS
02/27/2012	3965	Introduction and first reading
		Referred to Commerce and Consumer Protection
03/22/2012	4767a	Comm report: To pass as amended
	4795	Second reading
03/28/2012	5237	Special Order
	5237	Third reading Passed
04/26/2012	6503	Returned from House
		Presentment date 04/25/12
04/30/2012	6760	Governor's action Approval 04/28/12
	6760	Secretary of State Chapter 248 04/28/12
		Effective date 08/01/12

1.1 A bill for an act
1.2 relating to insurance; regulating certain claims practices; amending Minnesota
1.3 Statutes 2010, section 326B.081, subdivision 3; Minnesota Statutes 2011
1.4 Supplement, section 325E.66, subdivision 1.

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

Section 1. Minnesota Statutes 2011 Supplement, section 325E.66, subdivision 1, is amended to read:

Subdivision 1. **Payment or rebate of insurance deductible.** A residential contractor providing the repair or replacement of residential roofing or siding home repair or improvement services to be paid by an insured from the proceeds of a property or casualty insurance policy shall not, as an inducement to the sale or provision of goods or services to an insured, advertise or promise to pay, directly or indirectly, all or part of any applicable insurance deductible or offer to compensate an insured for providing any service to the insured. If a residential contractor violates this section, the insurer to whom the insured tendered the claim shall not be obligated to consider the estimate prepared by the residential contractor.

For purposes of this section, "residential contractor" means a residential roofer, as defined in section 326B.802, subdivision 14; a residential <u>building</u> contractor, as defined in section 326B.802, subdivision 11; <u>and</u> a residential remodeler, as defined in section 326B.802, subdivision 12; <u>and</u> a siding contractor registered under section 326B.802, subdivision 15.

Sec. 2. Minnesota Statutes 2010, section 326B.081, subdivision 3, is amended to read:

Sec. 2.

S.F. No. 2137, 1st Engrossment - 87th Legislative Session (2011-2012) [S2137-1]

Subd. 3. **Applicable law.** "Applicable law" means the provisions of sections

325E.66, 327.31 to 327.36 and this chapter, and all rules, orders, stipulation agreements, settlements, compliance agreements, licenses, registrations, certificates, and permits adopted, issued, or enforced by the department under sections 325E.66, 327.31 to 327.36 or this chapter.

Sec. 2. 2