

**SENATE**  
**STATE OF MINNESOTA**  
**NINETIETH SESSION**

**S.F. No. 327**

(SENATE AUTHORS: ANDERSON, B., Goggin and Lang)

DATE	D-PG	OFFICIAL STATUS
01/23/2017	384	Introduction and first reading
		Referred to Veterans and Military Affairs Finance and Policy
02/13/2017	571a	Comm report: To pass as amended and re-refer to Judiciary and Public Safety Finance and Policy
02/22/2017		Comm report: To pass as amended
		Rule 12.10: report of votes in committee
		Second reading

1.1 A bill for an act

1.2 relating to consumer protection; prohibiting the assignment of military pay or

1.3 benefits; providing penalties and remedies; proposing coding for new law in

1.4 Minnesota Statutes, chapter 325F.

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

1.6 Section 1. **[325F.992] PROHIBITION OF ASSIGNMENT OF MILITARY PAY OR**

1.7 **MILITARY BENEFITS.**

1.8 Subdivision 1. **Definitions.** (a) For the purposes of this section, the terms in paragraphs

1.9 (b) and (c) have the meanings given.

1.10 (b) "Military beneficiary" means a current or former enlisted member or officer of the

1.11 United States Army, Navy, Air Force, or Marine Corps; the spouse of the member or officer;

1.12 and any individual considered a beneficiary of the military benefits of the member or officer.

1.13 (c) "Person" has the meaning given in section 325F.68.

1.14 Subd. 2. **Prohibition.** (a) A person shall not enter into or attempt to enter into an

1.15 agreement with a military beneficiary that assigns the military beneficiary's military pay or

1.16 military benefits in violation of United States Code, title 37, section 701, or United States

1.17 Code, title 38, section 5301.

1.18 (b) An agreement prohibited by paragraph (a) is void, and a military beneficiary is not

1.19 required to disgorge or repay any consideration received under the agreement.

1.20 Subd. 3. **Penalties; remedies.** Enforcement of this section through a private action or

1.21 by action of the attorney general is in the public interest. A military beneficiary may bring

2.1 a private action under section 8.31 for violations of this section. A person who is found to  
2.2 have violated this section is subject to the penalties and remedies provided in section 8.31.

2.3 **EFFECTIVE DATE.** This section is effective August 1, 2017. Subdivision 2, paragraph  
2.4 (b), is effective August 1, 2017, for contracts entered into on or after that date.