

CHAPTER 248—S.F.No. 2137

An act relating to insurance; regulating certain claims practices; amending Minnesota Statutes 2010, section 326B.081, subdivision 3; Minnesota Statutes 2011 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 building contractor, as defined in section 326B.802, subdivision 11; and a residential remodeler, as defined in section 326B.802, subdivision 12, ~~and a siding contractor registered under section 326B.802, subdivision 15.~~

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

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.

Presented to the governor April 25, 2012

Signed by the governor April 28, 2012, 4:24 p.m.