

**SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION**

S.F. No. 1391

(SENATE AUTHORS: HOWE)

DATE	D-PG	OFFICIAL STATUS
02/25/2021	548	Introduction and first reading
		Referred to Commerce and Consumer Protection Finance and Policy
03/11/2021	833a	Comm report: To pass as amended
	837	Second reading

1.1 A bill for an act

1.2 relating to commerce; regulating debt settlement services providers; amending

1.3 Minnesota Statutes 2020, section 332B.02, subdivision 13.

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

1.5 Section 1. Minnesota Statutes 2020, section 332B.02, subdivision 13, is amended to read:

1.6 Subd. 13. **Debt settlement services provider.** "Debt settlement services provider" means

1.7 any person offering or providing debt settlement services to a debtor domiciled in this state,

1.8 regardless of whether or not a fee is charged for the services and regardless of whether the

1.9 person maintains a physical presence in the state. The term includes any person to whom

1.10 debt settlement services are delegated. The term ~~shall~~ does not include:

1.11 (1) an exempt attorney at law and persons;

1.12 (2) a person listed in section 332A.02, subdivision 8, clauses (2) to (10);

1.13 (3) a registered accounting practitioner, registered accounting practitioner firm, certified

1.14 public accountant, or certified public accountant firm licensed under chapter 326A;

1.15 (4) an enrolled agent in good standing licensed by the United States Department of

1.16 Treasury under United States Code, title 31, section 330, or enrolled agent firm; or

1.17 (5) a debt management services provider.