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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 368

01/26/2015 Authored by Hilstrom and Lien

The bill was read for the first time and referred to the Committee on Commerce and Regulatory Reform

02/23/2015 Adoption of Report: Re-referred to the Committee on Job Growth and Energy Affordability Policy and Finance

1.1 A bill for an act
1.2 relating to debt collection; regulating debt buyers; amending Minnesota Statutes
1.3 2014, section 332.31, subdivisions 3, 6.

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

1.5 Section 1. Minnesota Statutes 2014, section 332.31, subdivision 3, is amended to read:

1.6 Subd. 3. **Collection agency.** "Collection agency" means and includes any person
1.7 engaged in the business of collection for others any account, bill or other indebtedness
1.8 except as hereinafter provided. It includes persons who furnish collection systems
1.9 carrying a name which simulates the name of a collection agency and who supply forms
1.10 or form letters to be used by the creditor, even though such forms direct the debtor to
1.11 make payments directly to the creditor rather than to such fictitious agency. The term also
1.12 includes a person who (1) purchases an account, bill, or other indebtedness that was
1.13 incurred by the debtor for personal, family, or household purposes; and (2) collects the
1.14 purchased account, bill, or other indebtedness on its own behalf.

1.15 Sec. 2. Minnesota Statutes 2014, section 332.31, subdivision 6, is amended to read:

1.16 Subd. 6. **Collector.** "Collector" is a person acting under the authority of a collection
1.17 agency under subdivision 3, and on its behalf in the business of collection for others an
1.18 account, bill, or other indebtedness except as otherwise provided in this chapter. The term
1.19 includes a person acting under the authority of a collection agency under subdivision 3
1.20 that (1) purchases any account, bill, or other indebtedness that was incurred by the debtor
1.21 for personal, family, or household purposes; and (2) collects the purchased account, bill,
1.22 or other indebtedness on its own behalf.