

1.1 moves to amend H.F. No. 3607, the delete everything amendment
1.2 (A22-0406), as follows:

1.3 Page 3, line 15, delete "investment" and strike "fraud" and insert "financial crimes"

1.4 Page 3, after line 18, insert:

1.5 "(c) The Commerce Fraud Bureau must allocate at least 70 percent of its work to
1.6 insurance-related crimes."

1.7 Page 15, after line 11, insert:

1.8 "Sec. 25. Minnesota Statutes 2020, section 60A.952, subdivision 2, is amended to read:

1.9 Subd. 2. **Notice to and cooperation with the Commerce Fraud Bureau.** Any insurer
1.10 or insurance professional that has reasonable belief that an act of insurance fraud will be,
1.11 is being, or has been committed, ~~shall~~ may furnish and disclose all relevant information to
1.12 the Commerce Fraud Bureau or to any authorized person and cooperate fully with any
1.13 investigation conducted by the Commerce Fraud Bureau. Any person that has a reasonable
1.14 belief that an act of insurance fraud will be, is being, or has been committed, or any person
1.15 who collects, reviews, or analyzes information concerning insurance fraud may furnish and
1.16 disclose any information in its possession concerning the act to the Commerce Fraud Bureau,
1.17 any authorized person, or to an authorized representative of an insurer that requests the
1.18 information for the purpose of detecting, prosecuting, or preventing insurance fraud. The
1.19 insurer may also release relevant information to any person authorized to receive the
1.20 information under section 72A.502, subdivision 2. If disclosure is made to an authorized
1.21 person other than the Commerce Fraud Bureau, a copy of the disclosure must be sent to the
1.22 Commerce Fraud Bureau.

2.1 Sec. 26. Minnesota Statutes 2020, section 60A.953, is amended to read:

2.2 **60A.953 ENFORCEMENT; REFUSAL TO COOPERATE WITH AN**
2.3 **INVESTIGATION.**

2.4 The intentional failure to provide relevant information as required by section 60A.952,
2.5 subdivision 1, ~~or to provide notification of insurance fraud as required by section 60A.952,~~
2.6 ~~subdivision 2,~~ is punishable as a misdemeanor. It is unlawful for any person to knowingly
2.7 or intentionally interfere with the enforcement of the provisions of sections 60A.951 to
2.8 60A.956 or investigation of suspected or actual violations of sections 60A.951 to 60A.956
2.9 and is punishable as a misdemeanor.

2.10 Sec. 27. Minnesota Statutes 2020, section 60A.954, subdivision 1, is amended to read:

2.11 Subdivision 1. **Establishment.** An insurer shall institute, implement, and maintain an
2.12 antifraud plan. For the purpose of this section, the term insurer does not include reinsurers,
2.13 the Workers' Compensation Reinsurance Association, self-insurers, and excess insurers.
2.14 Within 30 days after instituting or materially modifying an antifraud plan, the insurer shall
2.15 notify the commissioner in writing. The notice must include the name of the person
2.16 responsible for administering the plan. An antifraud plan shall establish procedures to:

2.17 (1) prevent insurance fraud, including: internal fraud involving the insurer's officers,
2.18 employees, or agents; fraud resulting from misrepresentations on applications for insurance;
2.19 and claims fraud;

2.20 (2) report insurance fraud to appropriate law enforcement authorities; and

2.21 (3) cooperate with the prosecution of insurance fraud cases.

2.22 Sec. 28. Minnesota Statutes 2020, section 65B.84, subdivision 1, is amended to read:

2.23 Subdivision 1. **Program described; commissioner's duties; appropriation.** (a) The
2.24 commissioner of commerce shall:

2.25 (1) develop and sponsor the implementation of statewide plans, programs, and strategies
2.26 to combat automobile theft, improve the administration of the automobile theft laws, and
2.27 provide a forum for identification of critical problems for those persons dealing with
2.28 automobile theft;

2.29 (2) coordinate the development, adoption, and implementation of plans, programs, and
2.30 strategies relating to interagency and intergovernmental cooperation with respect to
2.31 automobile theft enforcement;

- 3.1 (3) annually audit the plans and programs that have been funded in whole or in part to
3.2 evaluate the effectiveness of the plans and programs and withdraw funding should the
3.3 commissioner determine that a plan or program is ineffective or is no longer in need of
3.4 further financial support from the fund;
- 3.5 (4) develop a plan of operation including:
- 3.6 (i) an assessment of the scope of the problem of automobile theft, including areas of the
3.7 state where the problem is greatest;
- 3.8 (ii) an analysis of various methods of combating the problem of automobile theft;
- 3.9 (iii) a plan for providing financial support to combat automobile theft;
- 3.10 (iv) a plan for eliminating car hijacking; and
- 3.11 (v) an estimate of the funds required to implement the plan; and
- 3.12 (5) distribute money, in consultation with the commissioner of public safety, pursuant
3.13 to subdivision 3 from the automobile theft prevention special revenue account for automobile
3.14 theft prevention activities, including:
- 3.15 (i) paying the administrative costs of the program;
- 3.16 (ii) providing financial support to the State Patrol and local law enforcement agencies
3.17 for automobile theft enforcement teams;
- 3.18 (iii) providing financial support to state or local law enforcement agencies for programs
3.19 designed to reduce the incidence of automobile theft and for improved equipment and
3.20 techniques for responding to automobile thefts;
- 3.21 (iv) providing financial support to local prosecutors for programs designed to reduce
3.22 the incidence of automobile theft;
- 3.23 (v) providing financial support to judicial agencies for programs designed to reduce the
3.24 incidence of automobile theft;
- 3.25 (vi) providing financial support for neighborhood or community organizations or business
3.26 organizations for programs designed to reduce the incidence of automobile theft and to
3.27 educate people about the common methods of automobile theft, the models of automobiles
3.28 most likely to be stolen, and the times and places automobile theft is most likely to occur;
3.29 and

4.1 (vii) providing financial support for automobile theft educational and training programs
4.2 for state and local law enforcement officials, driver and vehicle services exam and inspections
4.3 staff, and members of the judiciary.

4.4 (b) The commissioner may not spend in any fiscal year more than ~~ten~~ 7.5 percent of the
4.5 money in the fund for the program's administrative and operating costs. The commissioner
4.6 is annually appropriated and must distribute the amount of the proceeds credited to the
4.7 automobile theft prevention special revenue account each year, less the transfer of \$1,300,000
4.8 each year to the insurance fraud prevention account described in section 297I.11, subdivision
4.9 2.

4.10 (c) At the end of each fiscal year, the commissioner may transfer any unobligated balances
4.11 in the auto theft prevention account to the insurance fraud prevention account under section
4.12 45.0135, subdivision 6."

4.13 Renumber the sections in sequence and correct the internal references

4.14 Amend the title accordingly