

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

S.F. No. 1020

(SENATE AUTHORS: DAHMS and Utke)

DATE	D-PG	OFFICIAL STATUS
02/15/2021	394	Introduction and first reading
		Referred to Commerce and Consumer Protection Finance and Policy
03/04/2021		Comm report: To pass as amended
		Second reading

1.1 A bill for an act

1.2 relating to commerce; regulating continuing education sponsors and instructors;

1.3 amending Minnesota Statutes 2020, section 45.33, subdivision 1, by adding a

1.4 subdivision.

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

1.6 Section 1. Minnesota Statutes 2020, section 45.33, subdivision 1, is amended to read:

1.7 Subdivision 1. **Prohibitions.** In connection with an approved course, coordinators and

1.8 instructors must not:

1.9 (1) recommend or promote the services or practices of a particular business;

1.10 (2) encourage or recruit individuals to engage the services of, or become associated with,

1.11 a particular business;

1.12 (3) use materials, clothing, or other evidences of affiliation with a particular entity,

1.13 except as provided under subdivision 3;

1.14 (4) require students to participate in other programs or services offered by the instructor,

1.15 coordinator, or education provider;

1.16 (5) attempt, either directly or indirectly, to discover questions or answers on an

1.17 examination for a license;

1.18 (6) disseminate to any other person specific questions, problems, or information known

1.19 or believed to be included in licensing examinations;

1.20 (7) misrepresent any information submitted to the commissioner;

2.1 (8) fail to cover, or ensure coverage of, all points, issues, and concepts contained in the
2.2 course outline approved by the commissioner during the approved instruction; and

2.3 (9) issue inaccurate course completion certificates.

2.4 **EFFECTIVE DATE.** This section is effective the day following final enactment.

2.5 Sec. 2. Minnesota Statutes 2020, section 45.33, is amended by adding a subdivision to
2.6 read:

2.7 **Subd. 3. Exceptions.** In connection with an approved course, coordinators and instructors
2.8 may:

2.9 (1) display a company or course provider's logo or branding;

2.10 (2) establish a trade-show or conference booth outside the classroom where the
2.11 educational content is being delivered that is separate from a registration location used to
2.12 track or facilitate student attendance;

2.13 (3) display the logo or branding associated with a particular entity to thank it as an
2.14 organizational partner of the course provider during a scheduled and approved break in the
2.15 delivery of course content. Such a display must be separate from a registration location used
2.16 to track or facilitate student attendance; and

2.17 (4) display a third-party logo, promotion, advertisement, or affiliation with a particular
2.18 entity as part of a course program or advertising for an approved course. For purposes of
2.19 this subdivision, course program means digital or paper literature describing the schedule
2.20 of the events, presenters, duration, or background information of the approved course or
2.21 courses. A course program may be made available in the classroom or at a registration
2.22 location used to track or facilitate student attendance.

2.23 **EFFECTIVE DATE.** This section is effective the day following final enactment.