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State of Minnesota

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HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 792

02/21/2013 Authored by Holberg, Melin, Lesch, Hortman, Yarusso and others
The bill was read for the first time and referred to the Committee on Civil Law
03/18/2013 Adoption of Report: Pass and Read Second Time

1.1 A bill for an act
1.2 relating to civil actions; prohibiting waivers of liability for negligent conduct;
1.3 proposing coding for new law in Minnesota Statutes, chapter 604.

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

1.5 Section 1. [604.055] WAIVER OF LIABILITY FOR NEGLIGENT CONDUCT.

1.6 An agreement between parties that purports to release, limit, or waive the liability of
1.7 one party for damage arising out of the negligent operation, maintenance, or design of
1.8 that party's premises is against public policy and void and unenforceable. The agreement
1.9 is severable from a waiver of liability for injuries resulting from the risk inherent in a
1.10 particular activity.

1.11 For purposes of this section, "party" or "parties" includes a person, agent, servant or
1.12 employee of that party or parties, and includes a minor or another who is authorized to
1.13 sign or accept the agreement on behalf of the minor.

1.14 EFFECTIVE DATE. This section is effective August 1, 2013, and applies to causes
1.15 of action commenced on or after that date.