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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 322

01/19/2017 Authored by Zerwas; Cornish; Bahr, C.; Fabian; Daudt and others
The bill was read for the first time and referred to the Committee on Civil Law and Data Practices Policy
01/26/2017 Adoption of Report: Re-referred to the Committee on Public Safety and Security Policy and Finance

1.1 A bill for an act
1.2 relating to public safety; authorizing governmental units to sue to recover for the
1.3 public safety response costs related to unlawful assemblies and public nuisances;
1.4 proposing coding for new law in Minnesota Statutes, chapter 609.

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

1.6 Section 1. [609.741] LIABILITY FOR RESPONSE COSTS.

1.7 (a) A person is civilly liable for public safety response costs if the person is convicted
1.8 of participating in an unlawful assembly under section 609.705, being present at an unlawful
1.9 assembly under section 609.715, or committing a public nuisance under section 609.74.
1.10 "Civilly liable for public safety response costs" means that the person is liable to a state
1.11 agency or political subdivision for costs incurred for the purpose of responding to the
1.12 unlawful assembly or public nuisance. A fine paid by a defendant from the same violation
1.13 may not be applied toward payment of the civil liability imposed under this section.

1.14 (b) A state agency or political subdivision that incurs costs as described in paragraph
1.15 (a) may bring an action to recover the civil liability and related legal, administrative, and
1.16 court costs. A civil action may be commenced as is any civil action.