

SENATE
STATE OF MINNESOTA
NINETY-FOURTH SESSION

S.F. No. 662

(SENATE AUTHORS: GUSTAFSON, Oumou Verbeten, Clark, Westlin and Johnson Stewart)		
DATE	D-PG	OFFICIAL STATUS
01/27/2025	185	Introduction and first reading Referred to Judiciary and Public Safety
03/06/2025	639a	Comm report: To pass as amended
	650	Second reading
	673	Authors added Oumou Verbeten; Clark; Westlin; Johnson Stewart
	6283	Rule 47, returned to Judiciary and Public Safety

1.1

A bill for an act

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relating to civil actions; establishing a civil cause of action for the nonconsensual

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removal of a sexually protective device; providing penalties; proposing coding for

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new law in Minnesota Statutes, chapter 604.

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

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Section 1. [604.33] CAUSE OF ACTION; NONCONSENSUAL REMOVAL OF A

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SEXUALLY PROTECTIVE DEVICE.

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Subdivision 1. Definitions. (a) For purposes of this section, the following terms have

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the meanings given.

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(b) "Intimate part" means the sexual organ, anus, groin, or buttocks of any person, or

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the breast of a female.

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(c) "Sexually protective device" means an internal or external condom, spermicide,

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diaphragm, cervical cap, contraceptive sponge, dental dam, or any other physical barrier

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device intended to prevent pregnancy or sexually transmitted infection. Sexually protective

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device does not include an intrauterine device or any hormonal birth control method.

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Subd. 2. Cause of action. A cause of action for nonconsensual removal of a sexually

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protective device exists against the following:

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(1) a person who intentionally removed a sexually protective device and caused contact

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between the sexual organ from which the sexually protective device was removed and the

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intimate part of another person who did not consent to the removal of the sexually protective

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device; or

(2) a person who intentionally removed a sexually protective device from another person's sexual organ without the other person's consent and caused contact between the sexual organ from which the sexually protective device was removed and their own intimate part.

Subd. 3. **Damages.** The court may award the following damages to a prevailing plaintiff from a person found liable under subdivision 2:

(1) general and special damages, including damages for mental anguish;

(2) punitive damages;

(3) statutory damages in an amount up to \$10,000;

(4) injunctive relief and any other equitable relief the court deems just and appropriate; and

(5) costs, disbursements, and reasonable attorney fees.

Subd. 4. **Confidentiality.** The court shall allow confidential filings to protect the privacy of the plaintiff in cases filed under this section.

Subd. 5. **Other laws and remedies.** (a) The rights and remedies provided in this section are in addition to any other rights and remedies provided by law.

(b) Nothing in this section affects or modifies the rights and obligations under chapter 518A.

EFFECTIVE DATE. This section is effective August 1, 2025, and applies to causes of action accruing on or after that date.