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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. 1459

02/08/2023 Authored by Freiberg, Becker-Finn, Stephenson, Liebling and Klevorn
The bill was read for the first time and referred to the Committee on Judiciary Finance and Civil Law

1.1 A bill for an act
1.2 relating to civil actions; amending civil remedies for consumer protection violations;
1.3 amending Minnesota Statutes 2022, sections 8.31, subdivision 3a; 325F.69,
1.4 subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2022, section 8.31, subdivision 3a, is amended to read:

1.7 Subd. 3a. Private remedies. (a) In addition to the remedies otherwise provided by law,
1.8 any person injured by a violation of any of the laws referred to in subdivision 1 may bring
1.9 a civil action and recover damages, together with costs and disbursements, including costs
1.10 of investigation and reasonable attorney's fees, and receive other equitable relief as
1.11 determined by the court. The court may, as appropriate, enter a consent judgment or decree
1.12 without the finding of illegality. An action brought under this subdivision has a public
1.13 benefit and is in the public interest.

1.14 (b) In any action brought by the attorney general pursuant to this section, the court may
1.15 award any of the remedies allowable under this subdivision.

1.16 EFFECTIVE DATE. This section is effective August 1, 2023, and applies to causes
1.17 of action accruing on or after that date.

1.18 Sec. 2. Minnesota Statutes 2022, section 325F.69, subdivision 1, is amended to read:

1.19 Subdivision 1. Fraud, misrepresentation, deceptive practices. The act, use, or
1.20 employment by any person of any fraud, false pretense, false promise, misrepresentation,
1.21 misleading statement or deceptive practice, including material omissions, with the intent
1.22 that others rely thereon in connection with the sale of any merchandise, whether or not any

2.1 person has in fact been misled, deceived, or damaged thereby, is enjoined as provided in  
2.2 section 325F.70.

2.3 **EFFECTIVE DATE.** This section is effective August 1, 2023, and applies to causes  
2.4 of action accruing on or after that date.