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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-THIRD SESSION

H. F. No. **4178**

02/22/2024 Authored by Robbins

The bill was read for the first time and referred to the Committee on State and Local Government Finance and Policy

1.1 A bill for an act

1.2 relating to local government; permitting recovery from a municipality for damages

1.3 related to a sewage backup; creating a private right of action; proposing coding

1.4 for new law in Minnesota Statutes, chapter 466.

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

1.6 Section 1. **[466.035] LIABILITY; SEWAGE BACKUP.**

1.7 Notwithstanding section 466.03, subdivision 6, a person may bring an action against a

1.8 municipality to recover damages if an officer, employee, or agent of the municipality acting

1.9 within the scope of office or employment committed an act or failed to commit an act that

1.10 resulted in a sewage backup on the person's property.

1.11 **EFFECTIVE DATE.** This section is effective August 1, 2024, and applies to causes

1.12 of action accruing on or after that date.