

SENATE
STATE OF MINNESOTA
NINETY-SECOND SESSION

S.F. No. 3168

(SENATE AUTHORS: MARTY, McEwen and Johnson Stewart)

DATE	D-PG	OFFICIAL STATUS
02/17/2022	5040	Introduction and first reading Referred to Labor and Industry Policy

1.1 A bill for an act

1.2 relating to occupational safety and health; permitting injured employees a civil

1.3 remedy if an employer willfully or repeatedly violated safety laws; amending

1.4 Minnesota Statutes 2020, section 182.666, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2020, section 182.666, subdivision 1, is amended to read:

1.7 Subdivision 1. **Willful or repeated violations.** Any employer who willfully or repeatedly

1.8 violates the requirements of section 182.653, or any standard, rule, or order adopted under

1.9 the authority of the commissioner as provided in this chapter, may be assessed a fine not to

1.10 exceed \$70,000 for each violation. The minimum fine for a willful violation is \$5,000. In

1.11 addition, notwithstanding section 182.671 or any other law to the contrary, the employer is

1.12 liable for damages to a seriously injured employee or legal representative or, if death results

1.13 from the injury, the employee's heirs or next of kin where the violation was a major

1.14 contributing cause of the injury or death. A recovery under this subdivision must be reduced

1.15 by any benefits paid or payable under chapter 176. For purposes of this subdivision, "serious

1.16 injury" means an injury that causes:

1.17 (1) more than \$200,000 in medical expenses for its cure and relief; or

1.18 (2) at least 52 weeks of lost work time.