604.055 WAIVER OF LIABILITY FOR NEGLIGENT CONDUCT.

Subdivision 1. **Certain agreements are void and unenforceable.** An agreement between parties for a consumer service, including a recreational activity, that purports to release, limit, or waive the liability of one party for damage, injuries, or death resulting from conduct that constitutes greater than ordinary negligence is against public policy and void and unenforceable.

The agreement, or portion thereof, is severable from a release, limitation, or waiver of liability for damage, injuries, or death resulting from conduct that constitutes ordinary negligence or for risks that are inherent in a particular activity.

Subd. 2. **Party or parties.** For the purposes of this section, "party" or "parties" includes a person, agent, servant, or employee of that party or parties, and includes a minor or another who is authorized to sign or accept the agreement on behalf of the minor.

Subd. 3. **Other void and unenforceable agreements.** This section does not prevent a court from finding that an agreement is void and unenforceable as against public policy on other grounds or under other law.

Subd. 4. **Nonapplication to certain claims.** This section does not apply to claims against the state pursuant to section 3.736 or a municipality pursuant to section 466.02.

History: *2013 c 118 s 1*