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State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH SESSION

HOUSE FILE No. **117**

January 16, 2007

Authored by Thissen

The bill was read for the first time and referred to the Committee on Public Safety and Civil Justice

March 27, 2007

Committee Recommendation and Adoption of Report:

To Pass and Read Second Time

May 22, 2007

Pursuant to Rule 4.20, re-referred to the Committee on Public Safety and Civil Justice

February 18, 2008

To Pass as Amended

Read Second Time

1.1 A bill for an act  
1.2 relating to courts; modifying personal jurisdiction over foreign corporations and  
1.3 nonresident individuals in certain matters; amending Minnesota Statutes 2006,  
1.4 section 543.19, subdivision 1.

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

1.6 Section 1. Minnesota Statutes 2006, section 543.19, subdivision 1, is amended to read:

1.7 Subdivision 1. **Personal jurisdiction.** As to a cause of action arising from any  
1.8 acts enumerated in this subdivision, a court of this state with jurisdiction of the subject  
1.9 matter may exercise personal jurisdiction over any foreign corporation or any nonresident  
1.10 individual, or the individual's personal representative, in the same manner as if it were a  
1.11 domestic corporation or the individual were a resident of this state. This section applies if,  
1.12 in person or through an agent, the foreign corporation or nonresident individual:

1.13 (a) owns, uses, or possesses any real or personal property situated in this state; or

1.14 (b) transacts any business within the state; or

1.15 (c) commits any act in Minnesota causing injury or property damage; or

1.16 (d) commits any act outside Minnesota causing injury or property damage in

1.17 Minnesota, subject to the following exceptions when no jurisdiction shall be found:

1.18 (1) Minnesota has no substantial interest in providing a forum; or

1.19 (2) the burden placed on the defendant by being brought under the state's jurisdiction  
1.20 would violate fairness and substantial justice; ~~or~~

1.21 ~~(3) the cause of action lies in defamation or privacy.~~

1.22 Sec. 2. **EFFECTIVE DATE; APPLICATION.**

- 2.1 Section 1 is effective August 1, 2008, and applies to causes of action arising on or
- 2.2 after that date.