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State of Minnesota

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HOUSE OF REPRESENTATIVES

EIGHTY-FIFTH
SESSION

HOUSE FILE No. **3456**

February 25, 2008

Authored by Tschumper, Lanning and Olin

The bill was read for the first time and referred to the Committee on Local Government and Metropolitan Affairs

March 11, 2008

Committee Recommendation and Adoption of Report:

To Pass and re-referred to the Committee on Public Safety and Civil Justice

March 19, 2008

To Pass

Read Second Time

1.1 A bill for an act
1.2 relating to emergency management; authorizing interstate assistance by local
1.3 governments; proposing coding for new law in Minnesota Statutes, chapter 192.

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

1.5 Section 1. **[192.90] INTERSTATE ASSISTANCE BY LOCAL GOVERNMENTS.**

1.6 **Subdivision 1. Authorization.** A political subdivision may provide interstate
1.7 assistance pursuant to section 192.89.

1.8 **Subd. 2. Liability.** Employees or officers of a political subdivision providing
1.9 assistance under section 192.89 are "employees of the state" as described in section 3.736.

1.10 **Subd. 3. Limitation.** When providing assistance under section 192.89, a political
1.11 subdivision or its officers or employees are not liable for any act or omission made in
1.12 good faith or for the maintenance or use of any equipment or supplies used in connection
1.13 with the assistance. "Good faith" does not include willful misconduct, gross negligence,
1.14 or recklessness.