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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SIXTH
SESSION

HOUSE FILE No. **2709**

February 4, 2010

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

1.1 A bill for an act
1.2 relating to civil actions; specifying immunity for certain entities in the event of
1.3 an emergency or disaster; amending Minnesota Statutes 2008, section 12.22,
1.4 subdivision 2a.

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

1.6 Section 1. Minnesota Statutes 2008, section 12.22, subdivision 2a, is amended to read:

1.7 Subd. 2a. **Volunteer protections.** (a) ~~Individuals~~ Persons who volunteer to assist
1.8 a local political subdivision in preparation for or during an emergency or disaster, who
1.9 register with that subdivision, and who are under the direction and control of that
1.10 subdivision are considered an employee or agent of that subdivision for purposes of
1.11 workers' compensation and tort claim defense and indemnification.

1.12 (b) ~~Individuals~~ Persons who volunteer to assist the state in preparation for or during
1.13 an emergency or disaster, who register with a state agency, and who are under the direction
1.14 and control of the state agency are considered an employee or agent of the state for
1.15 purposes of workers' compensation and tort claim defense and indemnification.

1.16 (c) Notwithstanding qualification for volunteer protection under paragraph (a) or
1.17 (b), a Minnesota Responds Medical Reserve Corps volunteer under sections 145A.04 to
1.18 145A.06, responding at the request of the commissioner of health, must receive state
1.19 workers' compensation benefits and tort claim defense and indemnification as provided in
1.20 section 145A.06, subdivision 7.

1.21 **EFFECTIVE DATE.** This section is effective the day following final enactment,
1.22 and applies to actions accruing on or after that date.