

3.736, subdivision 4. This section does not apply if the conduct of a facility was intentional or grossly negligent.

Subd. 2. EFFECT OF EXCESS LIABILITY INSURANCE. Notwithstanding subdivision 1, if a treatment facility has insurance coverage in excess of the liability limits under section 3.736, subdivision 4, the procurement of that insurance constitutes a waiver of those limits but only to the extent that valid and collectible insurance exceeds those limits and covers a claim. The purchase of excess insurance has no other effect on the liability of the treatment facility.

Sec. 2. EFFECTIVE DATE; APPLICATION.

Section 1 is effective August 1, 1998, and applies to claims arising from incidents occurring on or after that date.

Presented to the governor March 23, 1998

Signed by the governor March 25, 1998, 9:45 a.m.

CHAPTER 337—S.F.No. 2493

An act relating to civil actions; limiting liability of financial institutions providing data for the criminal alert network; amending Minnesota Statutes 1996, section 299A.61, by adding a subdivision.

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

Section 1. Minnesota Statutes 1996, section 299A.61, is amended by adding a subdivision to read:

Subd. 3. LIMIT ON LIABILITY OF FINANCIAL INSTITUTIONS. A financial institution that provides or reasonably attempts to provide stolen, forged, or fraudulent check information for use by the crime alert network or law enforcement agencies investigating a crime is not liable to any person for disclosing the information, provided that the financial institution is acting in good faith.

Presented to the governor March 23, 1998

Signed by the governor March 25, 1998, 9:50 a.m.

CHAPTER 338—S.F.No. 2040

An act relating to family law; modifying provisions dealing with the procedure for proceeding directly to hearing in the administrative process; modifying terminology to comport with the rules of court; amending Minnesota Statutes 1997 Supplement, sections 518.5511, subdivisions 1, 3, 3a, and 4; and 518.5512, subdivisions 2, 3, and 4; repealing Minnesota Statutes 1997 Supplement, section 518.5512, subdivision 3a.

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

Section 1. Minnesota Statutes 1997 Supplement, section 518.5511, subdivision 1, is amended to read:

New language is indicated by underline, deletions by strikeout.