

CHAPTER 466

TORT LIABILITY, POLITICAL SUBDIVISIONS

466.01 Definitions.

466.03 Exceptions.

466.01 DEFINITIONS.

Subdivision 1. **Municipality.** For the purposes of sections 466.01 to 466.15, "municipality" means any city, whether organized under home rule charter or otherwise, any county, town, public authority, public corporation, nonprofit firefighting corporation that has associated with it a relief association as defined in section 424A.001, subdivision 4, special district, school district, however organized, county agricultural society organized pursuant to chapter 38, joint powers board or organization created under section 471.59 or other statute, public library, regional public library system, multicounty multitype library system, the following local collaboratives whose plans have been approved by the children's cabinet: family services collaboratives established under section 124D.23, children's mental health collaboratives established under sections 245.491 to 245.496, or a collaborative established by the merger of a children's mental health collaborative and a family services collaborative, other political subdivision, or community action agency.

[For text of subs 2 and 3, see M.S.1998]

Subd. 6. **Employee, officer, or agent.** For the purposes of sections 466.01 to 466.15, "employee," "officer," or "agent" means a present or former employee, officer, or agent of a municipality, or other person acting on behalf of the municipality in an official capacity, temporarily or permanently, with or without compensation, but does not include an independent contractor other than a nonprofit firefighting corporation that has associated with it a relief association as defined in section 424A.001, subdivision 4. "Employee" includes court administrators who are not under section 480.181, subdivision 1, paragraph (b), and their staff under chapter 485, district administration staff in the second and fourth judicial districts, and other employees within the court system whose salaries are paid by the county, other than employees who remain on the county payroll under section 480.181, subdivision 2.

History: 1999 c 205 art 1 s 59; 1999 c 216 art 7 s 25

NOTE: Laws 1999, chapter 216, article 7, section 46, subdivisions 1 and 3, provide specific effective dates for the state takeover of court administrative and miscellaneous costs under subdivision 6, as amended by Laws 1999, chapter 216, article 7, section 25.

466.03 EXCEPTIONS.

[For text of subs 1 and 3, see M.S.1998]

Subd. 4. **Accumulations of snow and ice.** (a) Any claim based on snow or ice conditions on any highway or public sidewalk that does not abut a publicly owned building or publicly owned parking lot, except when the condition is affirmatively caused by the negligent acts of the municipality.

(b) Notwithstanding paragraph (a), a municipality that owns or leases a building or parking lot in another municipality is not immune from a claim based on snow or ice conditions on a public sidewalk abutting the building or parking lot, but the other municipality is immune, except when the condition is affirmatively caused by its own negligent acts.

[For text of subs 5 to 18, see M.S.1998]

Subd. 19. **Emergency medical dispatch.** Any claim based upon the acts or omissions of a 911 telecommunicator or dispatcher, who is certified in emergency medical dispatch by a program incorporating nationally recognized standards, acting in good faith in providing prearrival medical instruction based upon the emergency medical dispatch protocols adopted by the dispatching agency.

Subd. 20. **Use of land held under section 473.167.** Any claim based on the condition, use, or maintenance of land acquired and held by the municipality under section 473.167.

Nothing in this subdivision limits the liability of a municipality for conduct that would entitle a trespasser to damages against a private person.

History: *1999 c 108 s 1; 1999 c 188 s 1; 1999 c 230 s 36*