

## CHAPTER 398A

## REGIONAL RAILROAD AUTHORITIES

398A.04 Powers.

**398A.04 POWERS.***[For text of subs 1 to 5, see M.S.2004]*

Subd. 6. **Insurance and indemnity.** (a) The authority shall be subject to tort liability to the extent provided in chapter 466 and may procure insurance against the liability, and may indemnify and purchase and maintain insurance on behalf of any of its commissioners, officers, employees, or agents, in connection with any threatened, pending, or completed action, suit, or proceeding, as provided in chapter 466, and to the same extent and in the same manner and with the same force and effect as provided in the case of a private corporation by section 302A.521. It may also procure insurance against loss of or damage to property in the amounts, by reason of the risks, and from the insurers as it deems prudent.

(b) A railroad leasing its tracks and right-of-way to a railroad authority that is created under this chapter and affiliated with a railroad museum is subject to tort liability only to the extent provided for municipalities in chapter 466 as to any claims arising out of fare-paying passenger operations carried on by the railroad authority primarily for the purpose of promoting tourism on tracks and right-of-way leased from the railroad.

*[For text of subs 7 to 11, see M.S.2004]***History:** 2005 c 69 art 3 s 24

**NOTE:** The amendment to subdivision 6 by Laws 2005, chapter 69, article 3, section 24, is effective August 1, 2006. Laws 2005, chapter 69, article 4, section 2.