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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETY-FIRST SESSION

H. F. No. 2227

03/07/2019 Authored by Koznick and Lesch The bill was read for the first time and referred to the Committee on Ways and Means

1.1 A bill for an act
1.2 relating to civil actions; modifying survival actions; amending Minnesota Statutes
1.3 2018, section 573.01.

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

1.5 Section 1. Minnesota Statutes 2018, section 573.01, is amended to read:

1.6 573.01 SURVIVAL OF CAUSES.

1.7 Subdivision 1. Generally. A cause of action arising out of an injury to the person dies
1.8 with the person of the party in whose favor it exists, except as provided in subdivision 2 or
1.9 in section 573.02. All other causes of action by one against another, whether arising on
1.10 contract or not, survive to the personal representatives of the former and against those of
1.11 the latter.

1.12 Subd. 2. Intentional torts. The limitation provided under subdivision 1 does not apply
1.13 to claims against a tortfeasor that committed an intentional tort, provided a lawsuit had
1.14 already been served at the time of the decedent's death.

1.15 Subd. 3. Limitation on damages. The maximum recoverable damages for an action or
1.16 claim under subdivision 2 is \$100,000.