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S.F. No. 2768 – Salt applicators; liability (1st engrossment) – Civil Law and Data Practices provisions only

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This bill summary identifies and summarizes the issues within the jurisdiction of the Civil Law and Data Practices Policy Committee, specifically provisions addressing liability at lines 2.13 to 2.30.

S.F. 2768 establishes a certified salt applicator program and addresses a salt applicator's liability as follows:

- A certified commercial applicator or a real estate owner who enters into a contract with the applicator is not liable for damages arising from hazards resulting from snow and ice accumulation if the hazard is solely caused by snow or ice and the applicator used the commissioner's approved best management practices.
- However, the liability protection does not apply if the applicator or owner: (1) acted negligently, willfully, or with wanton disregard for the safety of entrants; (2) had actual knowledge or reasonably should have known of a dangerous condition; (3) intentionally injured an entrant; or (4) fails to comply with the commissioner's approved best management practices.
- The liability provisions under this bill do not apply to a non-certified commercial applicator who applies deicer.

This section expires August 1, 2029 and is effective August 1, 2022 and applies to claims arising on or after that date.