

1.1 moves to amend H.F. No. 440 as follows:

1.2 Delete everything after the enacting clause and insert:

1.3 "Section 1. **STUDY ON LIABILITY INSURANCE FOR PEACE OFFICERS.**

1.4 (a) The commissioner of public safety shall issue a grant to an organization with
1.5 experience in studying issues related to community safety and criminal justice for a study
1.6 on the effects of requiring peace officers to carry liability insurance to pay for any valid
1.7 claim based upon an act or omission of a licensed peace officer during paid on-duty time
1.8 or paid off-duty work approved by the employing agency.

1.9 (b) At a minimum, the study shall analyze:

1.10 (1) the availability of liability insurance for peace officers;

1.11 (2) the cost of premiums for liability insurance to cover individual peace officers;

1.12 (3) the terms of relevant policies of liability insurance, including the amount of any
1.13 deductible and applicable exclusions;

1.14 (4) what activities, if any, should be covered by liability insurance, including whether
1.15 the negligent operation of a motor vehicle should be subject to a liability insurance
1.16 requirement;

1.17 (5) whether the employer of the peace officer, the insurance company, or both would
1.18 have a duty to defend the officer;

1.19 (6) whether limits should be placed on the subrogation rights of an employer, insurer,
1.20 or both;

1.21 (7) whether limits should be placed on the subrogation rights of an insurer for claims
1.22 involving joint and several liability with a peace officer insured by a separate insurer;

2.1 (8) whether statutory direction is necessary to establish priorities of coverage if multiple
2.2 policies apply;

2.3 (9) what impact, if any, the existence of a requirement that peace officers carry liability
2.4 insurance would be expected to have on claims against peace officers;

2.5 (10) the cost to employers, if any, if there was a requirement that peace officers carry
2.6 liability insurance; and

2.7 (11) the expected impact on public safety, if any, if there was a requirement that peace
2.8 officers carry liability insurance.

2.9 (c) By January 15, 2023, the grant recipient shall provide a report to the commissioner
2.10 of public safety. By February 1, 2023, the commissioner shall forward the report to the
2.11 chairs and ranking members of the senate and house of representatives committees with
2.12 primary jurisdiction over public safety.

2.13 (d) As used in this section, "peace officer" has the meaning given in Minnesota Statutes,
2.14 section 626.84, subdivision 1, paragraph (c).

2.15 **EFFECTIVE DATE.** This section is effective July 1, 2021.

2.16 **Sec. 2. STUDY ON LIABILITY INSURANCE FOR PEACE OFFICERS;**
2.17 **APPROPRIATION.**

2.18 \$..... in fiscal year 2022 and \$..... in fiscal year 2023 are appropriated from the general
2.19 fund to the commissioner of public safety for a grant to an organization with experience in
2.20 studying issues related to community safety and criminal justice for a study on the effects
2.21 of requiring peace officers to carry liability insurance."

2.22 Delete the title and insert:

2.23 "A bill for an act
2.24 relating to public safety; requiring a study on the effects of requiring peace officers
2.25 to carry liability insurance; appropriating money."