

SENATE BILL No. 422

DIGEST OF INTRODUCED BILL

Citations Affected: IC 36-8-16-18.

Synopsis: 911 tort claims immunity. Provides that a supplier of 911 emergency services is not liable for mechanical failures or acts of God but is liable for negligence or willful or wanton misconduct of employees. (Current law provides liability only for willful or wanton misconduct.)

Effective: July 1, 1998.

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January 13, 1998, read first time and referred to Committee on Corrections, Criminal and Civil Procedures.

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Introduced

Second Regular Session 110th General Assembly (1998)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 1997 General Assembly.

SENATE BILL No. 422

A BILL FOR AN ACT to amend the Indiana Code concerning local government.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 36-8-16-18 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 1998]: Sec. 18. A service supplier
3 or a telephone company and its employees, directors, officers, and
4 agents are not liable for any damages in a civil action for injuries,
5 death, or loss to persons or property incurred by any person as a result
6 of **a mechanical failure, an act of God, or** any act or omission of a
7 service supplier or a telephone company, or of any of its employees,
8 directors, officers, or agents, except for **negligence or** willful or wanton
9 misconduct in connection with developing, adopting, implementing,
10 maintaining, or operating an enhanced emergency telephone system.



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