



January 28, 2000

HOUSE BILL No. 1146

DIGEST OF HB 1146 (Updated January 27, 2000 11:33 AM - DI 58)

Citations Affected: IC 34-13; noncode.

Synopsis: Tort claims against governmental entities. Increases the combined aggregate liability of all governmental entities and public employees under the law concerning tort claims against governmental entities and public employees: (1) from \$300,000 to \$500,000 for injury to or death of one person in any one occurrence; and (2) from \$5,000,000 to \$8,000,000 for injury to or death of all persons in that occurrence.

Effective: January 1, 2001.

Avery, Young D, Ulmer, Tincher

January 10, 2000, read first time and referred to Committee on Courts and Criminal Code.
January 24, 2000, reported — Do Pass; referred to Committee on Ways and Means,
pursuant to House Rule 127.
January 27, 2000, amended, reported — Do Pass.

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HB 1146—LS 6578/DI 69+



January 28, 2000

Second Regular Session 111th General Assembly (2000)

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 1999 General Assembly.

HOUSE BILL No. 1146

A BILL FOR AN ACT to amend the Indiana Code concerning civil law and procedure.

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

1 SECTION 1. IC 34-13-3-4 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JANUARY 1, 2001]: Sec. 4. The combined
3 aggregate liability of all governmental entities and of all public
4 employees, acting within the scope of their employment and not
5 excluded from liability under section 3 of this chapter, does not exceed
6 ~~three five~~ hundred thousand dollars (~~\$300,000~~) (**\$500,000**) for injury
7 to or death of one (1) person in any one (1) occurrence and does not
8 exceed ~~five eight~~ million dollars (~~\$5,000,000~~) (**\$8,000,000**) for injury
9 to or death of all persons in that occurrence. A governmental entity is
10 not liable for punitive damages.

11 SECTION 2. [EFFECTIVE JANUARY 1, 2001] **This act applies**
12 **only to a cause of action that accrues after December 31, 2000.**

HB 1146—LS 6578/DI 69+



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COMMITTEE REPORT

Mr. Speaker: Your Committee on Courts and Criminal Code, to which was referred House Bill 1146, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

DVORAK, Chair

Committee Vote: yeas 11, nays 0.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Ways and Means, to which was referred House Bill 1146, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 1, line 6, delete "one million two" and insert "**five**".

Page 1, line 6, delete "fifty".

Page 1, line 7, delete "\$1,250,000" and insert "**(\$500,000)**".

Page 1, line 8, delete "twenty" and insert "**eight**".

Page 1, line 9, delete "\$20,000,000" and insert "**(\$8,000,000)**".

and when so amended that said bill do pass.

(Reference is to HB 1146 as printed January 25, 2000.)

BAUER, Chair

Committee Vote: yeas 22, nays 0.

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