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Synopsis of Senate Committee Amendments

(This synopsis does not address amendments that may have been adopted on the Senate Floor.)

H.B. 421 of the 133rd General Assembly

Senate Local Government, Public Safety, and Veterans Affairs

Sarah A. Maki, Attorney

Political Subdivision Tort Liability Law

Defense to a political subdivision's liability

Removes a defense to a political subdivision's liability if a peace officer of a political subdivision negligently operated a motor vehicle and the plaintiff was attempting to flee to avoid apprehension for a criminal offense.

Definition of emergency call

Modifies the definition of emergency call to mean a communication from a citizen, a police dispatch, other peace officers, or personal observation and knowledge by a peace officer only if that communication, dispatch, or observation or knowledge involves or concerns an inherently dangerous situation that demands an immediate response from a peace officer.

Recoverable damages

Modifies the recoverable damages against a political subdivision to specify that any compensatory damages recoverable against a political subdivision for a peace officer's, fire fighter's, or emergency medical technician's operation of a motor vehicle must be reduced by the percentage of contributory fault attributed to the plaintiff or any other parties, subject to specified laws.