

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Appropriations Committee
 2 Representative Beltran offered the following:

Amendment (with title amendment)

Remove lines 65-81 and insert:

6 provided in paragraph (a). An insurance policy may not condition
 7 the payment of benefits, in whole or in part, on the enactment
 8 of a claim bill above.

9 (c) The limitations of liability set forth in this
 10 subsection shall apply to the state and its agencies and
 11 subdivisions whether or not the state or its agencies or
 12 subdivisions possessed sovereign immunity before July 1, 1974.

13 (d)-(b) A municipality has a duty to allow the municipal
 14 law enforcement agency to respond appropriately to protect
 15 persons and property during a riot or an unlawful assembly based
 16 on the availability of adequate equipment to its municipal law

Amendment No. 1

17 enforcement officers and relevant state and federal laws. If the
18 governing body of a municipality or a person authorized by the
19 governing body of the municipality breaches that duty, the
20 municipality is civilly liable for any damages, including
21 damages arising from personal injury, wrongful death, or
22 property damages proximately caused by the municipality's breach
23 of duty. The sovereign immunity recovery limits in paragraph (a)
24 do not apply to an action under this paragraph.

25 (e) When determining liability limits for a claim, the
26 limitations of liability in effect on the date the acts or
27 ommissions giving rise to the claim were completed.

28 (f) Beginning July 1, 2024, and every 5 years thereafter,
29 the Department of Financial Services shall adjust the
30 limitations of liability in this subsection to reflect the year
31 over year changes in the Consumer Price Index for the Southeast
32 or a successor index as calculated by the United States
33 Department of Labor.

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36 **T I T L E A M E N D M E N T**

37 Between lines 6 and 7, insert:
38 prohibiting an insurance policy from including a
39 certain condition; providing applicability; requiring
40 the Department of Financial Services to periodically

Amendment No. 1

41 | adjust certain limitations of liability in a specified
42 | manner;