

SB0538/943425/1

BY: Judicial Proceedings Committee

AMENDMENTS TO SENATE BILL 538
(First Reading File Bill)

AMENDMENT NO. 1

On page 1, in line 3, strike “repealing” and substitute “altering”; and in line 6, after “repealing” insert “and reenacting, with amendments.”.

AMENDMENT NO. 2

On page 1, in line 14, strike the bracket.

On page 2, in line 11, strike “(3)(ii)” and substitute “**(4)(II)**”; in line 13, after the second comma, insert “**BUT BEFORE OCTOBER 1, 2024,**”; in line 14, after “(ii)” insert “**1.**”; in line 16, after the period, insert:

“**2.**”;

in the same line, after “amount” insert “**UNDER THIS SUBPARAGRAPH**”; after line 17, insert:

“(3) (I) EXCEPT AS PROVIDED IN PARAGRAPH (4)(II) OF THIS SUBSECTION, IN ANY ACTION FOR DAMAGES FOR PERSONAL INJURY OR WRONGFUL DEATH IN WHICH THE CAUSE OF ACTION ARISES ON OR AFTER OCTOBER 1, 2024, AN AWARD FOR NONECONOMIC DAMAGES MAY NOT EXCEED \$1,750,000.

(II) 1. THE LIMITATION ON NONECONOMIC DAMAGES PROVIDED UNDER SUBPARAGRAPH (I) OF THIS PARAGRAPH SHALL INCREASE BY \$20,000 ON OCTOBER 1 EACH YEAR BEGINNING ON OCTOBER 1, 2025.

2. THE INCREASED AMOUNT UNDER THIS SUBPARAGRAPH SHALL APPLY TO CAUSES OF ACTION ARISING BETWEEN OCTOBER 1 OF THAT YEAR AND SEPTEMBER 30 OF THE FOLLOWING YEAR, INCLUSIVE.”;

in line 18, strike “(3)” and substitute “(4)”; in the same line, strike “limitation” and substitute “LIMITATIONS”; in the same line, strike “paragraph (2)” and substitute “PARAGRAPHS (2) AND (3)”; in line 23, strike “limitation” and substitute “LIMITATIONS”; in the same line, strike “paragraph (2)” and substitute “PARAGRAPHS (2) AND (3)”; and in line 35, strike “(b)(3)(ii)” and substitute “(B)(4)(II)”.

On page 3, in lines 2 and 9, in each instance, strike “(b)(3)(ii)” and substitute “(B)(4)(II)”; and in line 18, strike the bracket.