January 31, 2014

SENATE BILL No. 40

DIGEST OF SB 40 (Updated January 29, 2014 2:39 pm - DI 106)

Citations Affected: Noncode.

Synopsis: Nonparty immunity. Urges the legislative council to assign the topic of nonparty immunity to an interim study committee.

Effective: July 1, 2014.

Steele

January 7, 2014, read first time and referred to Committee on Judiciary.
January 30, 2014, amended, reported favorably — Do Pass.

January 31, 2014

Second Regular Session 118th General Assembly (2014)

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 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

SENATE BILL No. 40

A BILL FOR AN ACT concerning civil procedure.

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

SECTION 1. [EFFECTIVE JULY 1, 2014] **(a) As used in this SECTION, "commission" refers to the commission on courts established by IC 33-23-10-1.**

(b) The general assembly urges the legislative council to assign to the commission or another appropriate study committee the task of studying the nonparty defense, with particular emphasis on whether a defendant should be permitted to assert a nonparty defense if an Indiana statute grants the nonparty immunity from liability.

(c) If the commission or another appropriate committee is assigned the topic described in subsection (b), the commission or committee shall issue to the legislative council a final report containing the commission's or committee's findings and recommendations, including any recommended legislation concerning the topic, in an electronic format under IC 5-14-6 not later than November 1, 2014.

(d) This SECTION expires January 1, 2015.

COMMITTEE REPORT

Madam President: The Senate Committee on Judiciary, to which was referred Senate Bill No. 40, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

Delete the title and insert the following:

A BILL FOR AN ACT concerning civil procedure.

Delete everything after the enacting clause and insert the following:

(SEE TEXT OF BILL)

and when so amended that said bill do pass.

(Reference is to SB 40 as introduced.)

STEELE, Chairperson

Committee Vote: Yeas 8, Nays 0.