

SENATE BILL REPORT

SB 5473

AS PASSED SENATE, MARCH 13, 1991

Brief Description: Creating the tort claims revolving fund.

SPONSORS: Senators McCaslin and Madsen; by request of Department of General Administration.

SENATE COMMITTEE ON GOVERNMENTAL OPERATIONS

Majority Report: Do pass.

Signed by Senators McCaslin, Chairman; Roach, Vice Chairman; and Madsen.

Staff: Rod McAulay (786-7754)

Hearing Dates: February 14, 1991; February 19, 1991

HOUSE COMMITTEE ON STATE GOVERNMENT

BACKGROUND:

Tort claims against the state historically were satisfied from a general tort claim revolving fund. In an effort to achieve more efficient risk management and accountability of individual agencies, the liability revolving fund was established in 1989 at which time the tort claim revolving fund was abolished. Agencies contribute to the liability revolving fund in proportion to the claims they are responsible for. The Governor's Risk Management Advisory Committee recommends that the tort claim revolving fund be reauthorized for the limited purpose of satisfying claims arising from conduct which occurred prior to July 1, 1990.

SUMMARY:

A tort claims revolving fund is reestablished for the purpose of paying tort claims against the state which arise from conduct taking place prior to July 1, 1990.

Appropriation: none

Revenue: none

Fiscal Note: available

TESTIMONY FOR:

Avoids commingling old tort claims with new claims for which agencies are made accountable.

TESTIMONY AGAINST: None

TESTIFIED: Gerry Alexander, GA (pro)

HOUSE AMENDMENT(S):

Technical changes are made to clarify ambiguous language.