

HB 1196 -- GOVERNMENTAL TORT LIABILITY

SPONSOR: Ruth

This bill requires that the sovereign or governmental tort immunity that existed under common law before September 12, 1977 will remain in effect. The immunity of a public entity and its public employees are waived if the injuries were caused from either a negligent act or omission by public employees from operating a vehicle during employment, or by dangerous conditions of a public entity's property. A public entity has sovereign immunity as long as its road is not in a dangerous condition. If a plaintiff leaves the traveled portion of a public entity's road, the public entity will have sovereign immunity. A plaintiff is barred from recovering damages from a public entity if the plaintiff was operating a vehicle under the influence or with a suspended or revoked license.