

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1436 Session of  
1989

INTRODUCED BY FARGO, MORRIS, CHADWICK, GAMBLE, OLASZ, FLICK,  
LANGTRY, BUSH, BATTISTO, HECKLER, MOEHLMANN, TRELLO AND  
MARKOSEK, MAY 22, 1989

REFERRED TO COMMITTEE ON JUDICIARY, MAY 22, 1989

AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the  
2 Pennsylvania Consolidated Statutes, providing for reduction  
3 of damage awards to present worth.

4 The General Assembly of the Commonwealth of Pennsylvania  
5 hereby enacts as follows:

6 Section 1. Title 42 of the Pennsylvania Consolidated  
7 Statutes is amended by adding a section to read:

8 § 8307. Reduction of damage award to present worth.

9 In an action alleging damages for bodily injury or death, the  
10 trier of fact shall reduce all items of damage awarded for  
11 future loss of earning capacity to their present worth by  
12 application of a simple interest discount factor. The trier of  
13 fact shall consider the yield on securities issued by the  
14 Federal Government, on AAA corporate securities and on other  
15 prudent investments in arriving at the simple interest discount  
16 factor.

17 Section 2. This act shall apply to actions that are  
18 commenced after the effective date of this act.

1       Section 3.   This act shall take effect in 60 days.