

AMENDMENTS TO SENATE BILL NO. 10

Sponsor: SENATOR BLAKE

Printer's No. 295

1 Amend Bill, page 1, line 4, by inserting after "immunity"  
2 and for limitations on damages

3 Amend Bill, page 1, lines 12 through 17; page 2, lines 1  
4 through 8; by striking out all of said lines on said pages and  
5 inserting

6 (a.1) Liability imposed on municipality of refuge.--

7 (1) Notwithstanding subsection (a), a municipality of  
8 refuge shall be liable for damages on account of an injury to  
9 a person or damage to property within the limits set forth in  
10 this subchapter if:

11 (i) The injury to a person or damage to property was  
12 caused by the act of an individual who was in the custody  
13 of the law enforcement agency of the municipality of  
14 refuge.

15 (ii) The individual was released from custody,  
16 notwithstanding the existence of a United States  
17 Immigration and Customs Enforcement civil immigration  
18 detainer request for the individual.

19 (iii) The act causing the injury to a person or  
20 damage to property occurred within 24 hours of the  
21 release of the individual.

22 (2) The following words and phrases as used in this  
23 subsection shall have the meaning given to them in this  
24 paragraph, unless the context clearly indicates otherwise:

25 "Injury to a person." Death or serious bodily injury.

26 "Municipality of refuge." The term shall have the same  
27 meaning as given to the term in 53 Pa.C.S. § 305 (relating to  
28 municipality of refuge).

29 \* \* \*

30 Section 2. Section 8553(b) of Title 42 is amended to read:  
31 § 8553. Limitations on damages.

32 \* \* \*

33 (b) Amounts recoverable.--Damages arising from the same  
34 cause of action or transaction or occurrence or series of causes  
35 of action or transactions or occurrences shall not exceed  
36 \$500,000 in the aggregate[.] or, for a cause of action under

1 section 8542(a.1) (relating to exceptions to governmental  
2 immunity) involving damages to property only, shall not exceed  
3 \$1,000 in the aggregate.

4 \* \* \*

5 Amend Bill, page 2, line 9, by striking out "2" and inserting

6 3

7 Amend Bill, page 4, line 15, by striking out "3" and

8 inserting

9 4