

No. _____

LEGISLATIVE REFERENCE BUREAU

AN ACT

Amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in matters affecting government units, further providing for limitations on damages.

INTRODUCED _____ 20_____

By _____ District NO. _____

By _____ District NO. _____

By _____ District NO. _____

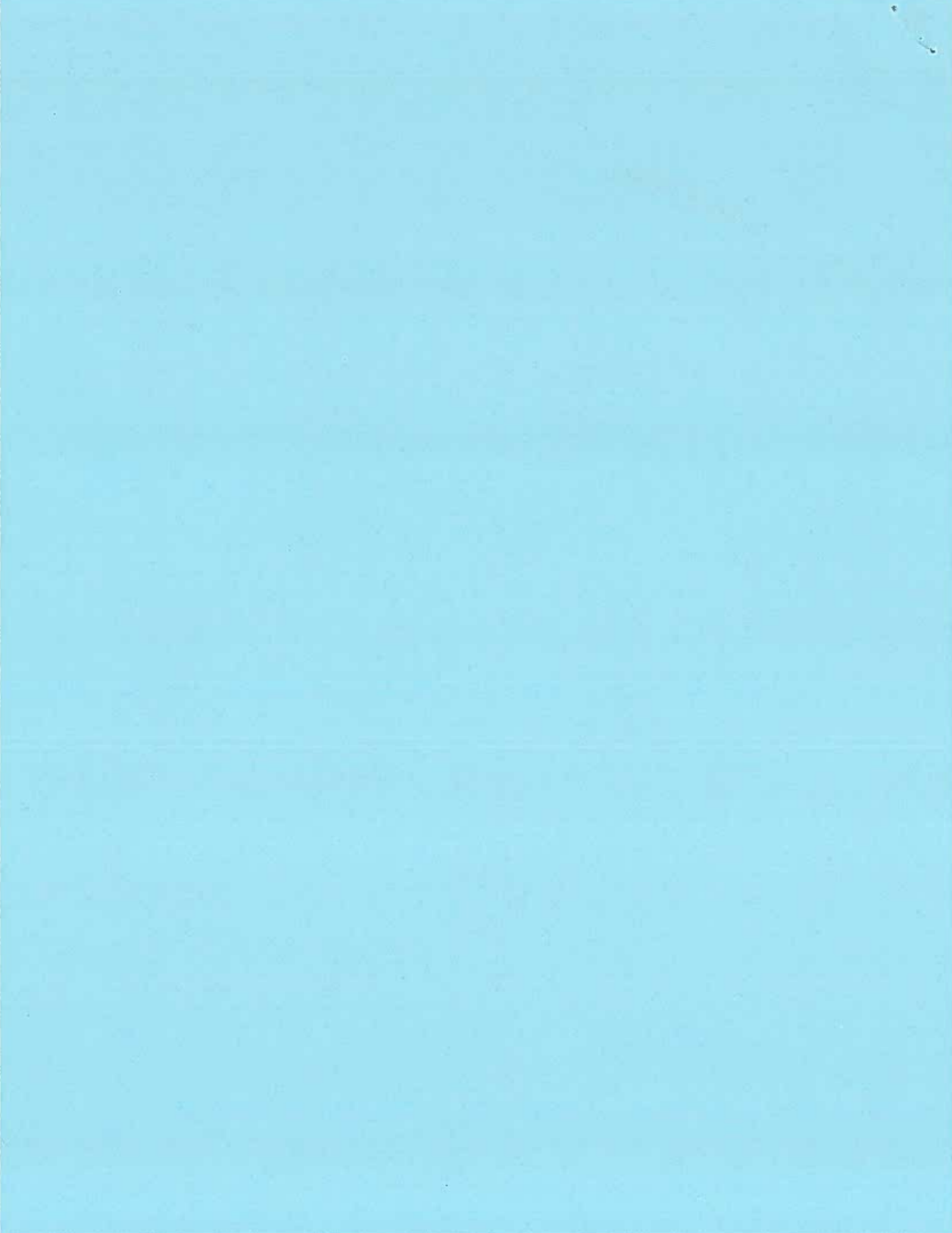
By _____ District NO. _____

See next page for additional co-sponsors.

Prior Session _____

Referred to Committee on	
Date _____	20_____
Reported _____	20_____
As Committed-Amended	
Recommendation	

By Hon. _____	



AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in matters affecting
3 government units, further providing for limitations on
4 damages.

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

7 Section 1. Section 8553(b) of Title 42 of the Pennsylvania
8 Consolidated Statutes is amended to read:

9 § 8553. Limitations on damages.

10 * * *

11 (b) Amounts recoverable.--Damages arising from the same
12 cause of action or transaction or occurrence or series of causes
13 of action or transactions or occurrences shall not exceed
14 \$500,000 in the aggregate. The limitation under this subsection
15 shall not apply to an individual who:

16 (1) suffers damage to owner-occupied real property; and

17 (2) meets the time requirements of sections 5522(a)

18 (relating to six months limitation) and 5524(4) (relating to

1 two year limitation).

2 * * *

3 Section 2. This act shall take effect in 60 days.

No. _____

LEGISLATIVE REFERENCE BUREAU

AN ACT

Amending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in matters affecting governmental units, providing for declaration of policy; and further providing for limitations on damages.

INTRODUCED _____ 20_____

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the 1990s, the number of people in the world who are undernourished has increased from 600 million to 800 million (FAO 2001).

There are a number of reasons for this increase. One of the main reasons is the increase in the world population. The world population has increased from 5 billion in 1987 to 6 billion in 2000, and is projected to reach 9 billion by 2050 (FAO 2001). This increase in population has led to an increase in the demand for food, which has not been met by the current level of food production.

Another reason for the increase in undernourishment is the increase in the number of people who are living in poverty. The number of people living on less than \$1 per day has increased from 1.1 billion in 1987 to 1.2 billion in 2000 (FAO 2001). This increase in poverty has led to an increase in the number of people who are unable to afford the food that they need to survive.

A third reason for the increase in undernourishment is the increase in the number of people who are living in rural areas. The number of people living in rural areas has increased from 3.5 billion in 1987 to 4.5 billion in 2000 (FAO 2001). This increase in rural population has led to an increase in the demand for food, which has not been met by the current level of food production.

There are a number of ways in which the world can meet the demand for food. One way is to increase the level of food production. This can be done by increasing the amount of land that is used for agriculture, by increasing the amount of water that is used for irrigation, and by increasing the amount of fertilizer that is used. Another way is to reduce the amount of food that is lost or wasted. This can be done by improving the way that food is stored and transported, and by reducing the amount of food that is thrown away.

There are a number of ways in which the world can reduce the number of people who are living in poverty. One way is to increase the amount of money that is spent on social services, such as education and health care. Another way is to increase the amount of money that is spent on infrastructure, such as roads and bridges. A third way is to increase the amount of money that is spent on job creation.

There are a number of ways in which the world can reduce the number of people who are living in rural areas. One way is to increase the amount of money that is spent on urban infrastructure, such as roads and bridges. Another way is to increase the amount of money that is spent on job creation in urban areas. A third way is to increase the amount of money that is spent on social services in urban areas.

There are a number of ways in which the world can reduce the number of people who are undernourished. One way is to increase the level of food production. Another way is to reduce the amount of food that is lost or wasted. A third way is to increase the amount of money that is spent on social services, such as education and health care. A fourth way is to increase the amount of money that is spent on infrastructure, such as roads and bridges. A fifth way is to increase the amount of money that is spent on job creation.

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AN ACT

1 Amending Title 42 (Judiciary and Judicial Procedure) of the
2 Pennsylvania Consolidated Statutes, in matters affecting
3 government units, providing for declaration of policy and
4 further providing for limitations on damages.

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

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

9 § 8503. Declaration of policy.

10 The General Assembly finds and declares as follows:

11 (1) Under section 8541 (relating to governmental
12 immunity generally), an exception to immunity of a political
13 subdivision is a matter of legislative grace.

14 (2) Prioritizing recovery for property damage to owner-
15 occupied real property is the best use for limited
16 governmental resources to satisfy liability for property
17 damage.

18 Section 2. Section 8553(c)(6) of Title 42 is amended to

1 read:

2 § 8553. Limitations on damages.

3 * * *

4 (c) Types of losses recognized.--Damages shall be
5 recoverable only for:

6 * * *

7 (6) Property losses. Damages under this paragraph for a
8 single act shall be recovered as follows:

9 (i) First, by all individuals who:

10 (A) suffer damage to owner-occupied real
11 property; and

12 (B) meet the time requirements of sections
13 5522(a) (relating to six months limitation) and
14 5524(4) (relating to two year limitation).

15 (ii) Then, by all other persons.

16 * * *

17 Section 3. This act shall apply to causes of action which
18 arise on or after the effective date of this section.

19 Section 4. This act shall take effect in 60 days.