



GOVERNOR'S OFFICE OF  
BUDGET AND PROGRAM PLANNING

## Fiscal Note 2023 Biennium

<b>Bill #</b>	HB0435	<b>Title:</b>	Generally revise civil liability laws for government
<b>Primary Sponsor:</b>	Mercer, Bill	<b>Status:</b>	As Introduced

- Significant Local Gov Impact     
  Needs to be included in HB 2     
  Technical Concerns  
 Included in the Executive Budget     
  Significant Long-Term Impacts     
  Dedicated Revenue Form Attached

### FISCAL SUMMARY

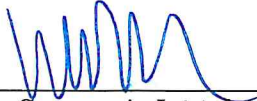

	<u>FY 2022</u> <u>Difference</u>	<u>FY 2023</u> <u>Difference</u>	<u>FY 2024</u> <u>Difference</u>	<u>FY 2025</u> <u>Difference</u>
<b>Expenditures:</b>				
General Fund		----- unknown -----		
<b>Revenue:</b>				
General Fund	\$0	\$0	\$0	\$0
<b>Net Impact-General Fund Balance:</b>	<u>-----</u>	<u>----- unknown -----</u>	<u>-----</u>	<u>-----</u>

**Description of fiscal impact:** The avoided costs of litigation and successful claims due to HB 435 cannot be predicted.

### FISCAL ANALYSIS

#### Assumptions:

- HB 435 provides that a government entity is not liable for civil damages for injuries or death from or relating to exposure to COVID-19 unless the civil action involves an act or omission that constitutes gross negligence, willful and wanton misconduct or intentional tort.
- It cannot be predicted whether and to what extent governmental entities will be found liable for civil damages without the change in law, therefore the fiscal impact is unknown.

 _____ Sponsor's Initials	2/24/21 _____ Date	 _____ Budget Director's Initials	2/24/21 _____ Date
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