

Fiscal Estimate — 2001 Session

- Original Updated
 Corrected Supplemental

LRB Number - 1771/4	Amendment Number if Applicable ε
Bill Number AB 340	Administrative Rule Number

Subject
 Amount Recoverable Against a State Officer, Employee, or Agent for Wrongful Death

Fiscal Effect

State: No State Fiscal Effect

Check columns below only if bill makes a direct appropriation or affects a sum sufficient appropriation.

- Increase Existing Appropriation Increase Existing Revenues
 Decrease Existing Appropriation Decrease Existing Revenues
 Create New Appropriation

Increase Costs — May be possible to absorb within agency's budget.

Yes No

Decrease Costs

Local: No Local Government Costs

- | | |
|--|---|
| 1. <input type="checkbox"/> Increase Costs
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | 3. <input type="checkbox"/> Increase Revenues
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory |
| 2. <input type="checkbox"/> Decrease Costs
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory | 4. <input type="checkbox"/> Decrease Revenues
<input type="checkbox"/> Permissive <input type="checkbox"/> Mandatory |

5. Types of Local Governmental Units Affected:

- Towns Villages Cities
 Counties Others _____
 School Districts WTCS Districts

Fund Sources Affected

- GPR FED PRO PRS SEG SEG-S

Affected Chapter 20 Appropriations

s.20.505(2)(k)

Assumptions Used in Arriving at Fiscal Estimate

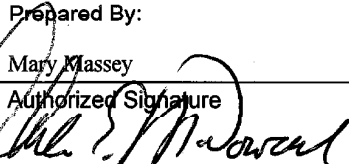
The proposed draft would increase the maximum recovery on wrongful death suits filed against state officers, employees and agents from \$250,000 to \$350,000 for a deceased adult and \$500,000 for a deceased child.

The Bureau of State Risk Management records show that over the last 5 years 31 wrongful death claims have been filed against the state of which 14 are for medical malpractice. The remainder include general, professional, and auto liability. Of these, 6 have incurred or likely will incur payments by the state. The total paid and reserve amounts for these 6 claims total \$1,740,000. This amount exceeds \$250,000 per claim as more than one officer, employee or agent can be named in each suit with each subject to the \$250,000 maximum per claim.

The increased limits could increase state costs by \$100,000 to \$200,000 per year.

Long-Range Fiscal Implications

Unknown

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