

The House Special Committee on Civil Justice Reform offers the following substitute to SB 238:

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to
2 general provisions relative to torts, so as to provide for immunity from civil liability for
3 individuals and entities that financially sponsor certain charitable fundraising events; to
4 provide for an exception; to repeal conflicting laws; and for other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 1 of Title 51 of the Official Code of Georgia Annotated, relating to general
8 provisions relative to torts, is amended by inserting at the end thereof a new Code Section
9 51-1-51 to read as follows:

10 "51-1-51.

11 If any individual, cooperative, corporation, club, association, or organization, or director,
12 trustee, or member of the governing body of any such cooperative, corporation, club,
13 association, or organization, supplies only financial sponsorship or financial support for a
14 charitable fundraising event of another entity and the provider of such financial
15 sponsorship or financial support is not, in any way, involved in the management,
16 organization, planning, or execution of such event, then such individual, cooperative,
17 corporation, club, association, organization, director, trustee, or member shall not be liable
18 for any personal injury or damage to property arising from such charitable fundraising
19 event. However, if such financial sponsorship or financial support constitutes willful,
20 wanton, or gross negligence, then such immunity from suit shall not attach. As used in this
21 Code section, the term 'financial sponsorship' or 'financial support' means only the
22 provision of monetary support and shall not include donations of event locations, products,
23 foods, beverages, labor, or any other nonmonetary contributions."

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SECTION 2.

2 All laws and parts of laws in conflict with this Act are repealed.