

The Senate Committee on Special Judiciary offered the following substitute to SB 29:

A BILL TO BE ENTITLED
AN ACT

1 To amend Code Section 36-92-1 of the Official Code of Georgia Annotated, relating to
2 definitions regarding waiver of immunity for motor vehicle claims, so as to revise definitions
3 to clarify that a sheriff's office shall be considered a local government entity and that a
4 sheriff, deputy sheriff, or other agent, servant, or employee of a sheriff's office shall be
5 included in such waiver for purposes of the waiver of sovereign immunity for local
6 government motor vehicle claims; to clarify and conform such waiver of sovereign immunity
7 in response to *Davis v. Morrison*, 344 Ga. App. 527 (2018); to provide for related matters;
8 to repeal conflicting laws; and for other purposes.

9 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

10 style="text-align:center">**SECTION 1.**

11 Code Section 36-92-1 of the Official Code of Georgia Annotated, relating to definitions
12 regarding waiver of immunity for motor vehicle claims, is amended by revising
13 paragraphs (3) and (4) as follows:

14 "(3) 'Local government entity' means any county, sheriff's office, municipal corporation,
15 or consolidated city-county government of this state. Such term shall not include a local
16 school system.

17 (4) 'Local government officer or employee' means:

18 (A) An ~~an~~ officer, agent, servant, attorney, or employee of a local government entity;

19 or

20 (B) A sheriff, deputy sheriff, or other agent, servant, or employee of a sheriff's office."

21 style="text-align:center">**SECTION 2.**

22 All laws and parts of laws in conflict with this Act are repealed.