

Senate Bill 329

By: Senators Hatchett of the 50th, Mullis of the 53rd, Albers of the 56th, Dixon of the 45th,
Dugan of the 30th and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 2 of Chapter 12 of Title 51 of the Official Code of Georgia Annotated,
2 relating to joint tort-feasors, so as to provide for apportionment of awards of damages among
3 one or more persons in certain actions; to provide for related matters; to provide for
4 applicability; to provide for an effective date; to repeal conflicting laws; and for other
5 purposes.

6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

7 **SECTION 1.**

8 Article 2 of Chapter 12 of Title 51 of the Official Code of Georgia Annotated, relating to
9 joint tort-feasors, is amended by revising subsection (b) of Code Section 51-12-33, relating
10 to reduction and apportionment of award or bar of recovery according to percentage of fault
11 of parties and nonparties, as follows:

12 "(b) Where an action is brought against ~~more than one person~~ one or more persons for
13 injury to person or property, the trier of fact, in its determination of the total amount of
14 damages to be awarded, if any, shall after a reduction of damages pursuant to subsection (a)
15 of this Code section, if any, apportion its award of damages among the person or persons
16 who are liable according to the percentage of fault of each person. Damages apportioned

17 by the trier of fact as provided in this Code section shall be the liability of each person
18 against whom they are awarded, shall not be a joint liability among the persons liable, and
19 shall not be subject to any right of contribution."

20 **SECTION 2.**

21 This Act shall apply to causes of action accruing on or after the effective date of this Act.

22 **SECTION 3.**

23 This Act shall become effective upon its approval by the Governor or upon its becoming law
24 without such approval.

25 **SECTION 4.**

26 All laws and parts of laws in conflict with this Act are repealed.