

2/15/63

## Memorandum No. 63-14

Subject: Senate Bills Nos. 44, 45 and 46 - Sovereign Immunity  
(insurance, defense of employees,  
and motor vehicle torts)

The Senate Judiciary Committee held a hearing on Senate Bills Nos. 44, 45 and 46. Senate Bill No. 44 and Senate Bill No. 46 were reported out of the Committee "do pass as amended." A copy of each of the amended bills is attached. The bills have been re-referred to the Senate Finance Committee. We anticipate that all bills will be re-referred to that Committee and that we will have one hearing on the entire package.

The Senate Judiciary Committee did not report out Senate Bill No. 45 relating to defense of actions and proceedings brought against public employees. Some members of the Committee were not convinced that Section 996.2 of the bill is desirable; others did not like the phrasing of the section. The Committee adopted an amendment to the section and the bill is re-referred back to the Committee for further consideration of the bill. Enclosed is a copy of the bill as amended to correct two typographical errors. The amendment adopted by the Committee has not yet been incorporated into the bill. We will distribute copies of the bill as it will be amended to you at the meeting.

The Commission should consider whether it has any objections to the amendment made to Senate Bill No. 44. The amendment to Senate Bill No. 46 is merely a technical correction. Also, the Commission should consider whether it has any objections to the amendment which will be made to Senate Bill No. 45.

Respectfully submitted,

John H. DeMouilly  
Executive Secretary