

1/6/69

Memorandum 69-21

Subject: Study 52 - Sovereign Immunity (Discretionary Immunity)

Attached is a copy of the opinion of the California Supreme Court in Johnson v. State, 69 Adv. Cal. 813. (Dec. 1968). This is the leading case interpreting the "discretionary immunity" provision of the 1963 Governmental Liability Act.

The staff believes that the opinion is a sound one and that no further legislation is needed with respect to the general discretionary immunity.

Respectfully submitted,

John H. DeMouilly
Executive Secretary