

SENATE BILL No. 134

DIGEST OF INTRODUCED BILL

Citations Affected: IC 34-6-2-87.7; IC 34-44-3.

Synopsis: Noneconomic damages. Prohibits a party to a personal injury or wrongful death case from presenting certain evidence concerning the recovery of noneconomic damages.

Effective: July 1, 2024.

Gaskill

January 8, 2024, read first time and referred to Committee on Judiciary.



Second Regular Session of the 123rd General Assembly (2024)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2023 Regular Session of the General Assembly.

SENATE BILL No. 134

A BILL FOR AN ACT to amend the Indiana Code concerning civil procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 34-6-2-87.7, AS ADDED BY P.L.136-2015,
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2024]: Sec. 87.7. "Noneconomic damages", for purposes of
4 IC 34-30-29.2 **and IC 34-44-3**, has the meaning set forth in
5 IC 34-30-29.2-2.

6 SECTION 2. IC 34-44-3 IS ADDED TO THE INDIANA CODE AS
7 A **NEW** CHAPTER TO READ AS FOLLOWS [EFFECTIVE JULY
8 1, 2024]:

9 **Chapter 3. Evidence of Noneconomic Damages**

10 **Sec. 1. As used in this chapter, "noneconomic damages" has the**
11 **meaning set forth in IC 34-30-29.2-2.**

12 **Sec. 2. A party may not present the following to calculate or**
13 **request noneconomic damages in any proceeding on a claim of**
14 **personal injury or wrongful death:**

- 15 (1) **A specific dollar amount, including a monetary range.**
- 16 (2) **A mathematical formula.**
- 17 (3) **Units of time.**



1 **Sec. 3. This chapter does not create a right to recover**
2 **noneconomic damages if recovery of noneconomic damages is not**
3 **otherwise authorized by existing law.**

