

AMENDMENT No. 3

OFFERED IN THE SENATE

BY Sen. Seebain

TO: CSHB 245(JUD)(efd fld) am S

1 Page 1, line 13, following "statute":

2 Delete ", except for civil damages resulting from reckless or intentional misconduct"

3 Insert ", except for civil damages resulting from intentional misconduct within the course  
4 and scope of employment or agency and with complete disregard for the safety and property of  
5 others"

6

7 Page 2, line 20, following "18.60.175.":

8 Delete "This section does not apply to a civil action for damages as a result of reckless or  
9 intentional misconduct."

10 Insert "This section does not apply to a civil action for damages as a result of intentional  
11 misconduct within the course and scope of employment or agency and with complete disregard  
12 for the safety and property of others."

13

14 Page 2, line 25, following "orders.":

15 Delete "This subsection does not apply to a civil action for damages as a result of  
16 reckless or intentional misconduct."

17 Insert "This subsection does not apply to a civil action for damages as a result of  
18 intentional misconduct within the course and scope of employment or agency and with complete  
19 disregard for the safety and property of others."

20

21 Page 3, following line 4:

22 Delete "(c) This section does not apply to a civil action for damages as a result of  
23 reckless or intentional misconduct."

1           Insert "(c) This section does not apply to a civil action for damages as a result of  
2 intentional misconduct within the course and scope of employment or agency and with complete  
3 disregard for the safety and property of others."  
4

5 Page 4, lines 12 - 13:

6           Delete "except when malice or reckless indifference to the interests, rights, or safety  
7 of others is shown by clear and convincing evidence"  
8

9 Page 4, following line 14:

10          Delete "(c) This section does not apply to a civil action for damages as a result of  
11 reckless or intentional misconduct."

12          Insert "(c) This section does not apply to a civil action for damages as a result of  
13 intentional misconduct within the course and scope of employment or agency and with complete  
14 disregard for the safety and property of others."  
15

16 Page 5, following line 29:

17          Delete "(b) This section does not apply to a civil action for damages as a result of  
18 reckless or intentional misconduct."

19          Insert "(b) This section does not apply to a civil action for damages as a result of  
20 intentional misconduct within the course and scope of employment or agency and with complete  
21 disregard for the safety and property of others."  
22

23 Page 6, following line 12:

24          Delete "(b) This section does not apply to a civil action for damages as a result of  
25 reckless or intentional misconduct."

26          Insert "(b) This section does not apply to a civil action for damages as a result of  
27 intentional misconduct within the course and scope of employment or agency and with complete  
28 disregard for the safety and property of others."