

**Amendment No. 1 to Amendment 1 to SB1522**

**Barnes**  
**Signature of Sponsor**

**AMEND Senate Bill No. 1522\***

**House Bill No. 2008**

By adding the following as a new subsection to Section 29-39-102 of the amendatory language of Section 10:

(n) The limits on noneconomic damages established in subdivision (a)(2), and subsections (b), (c), and (e) of this section shall be increased to reflect the percentage of change in the consumer price index for all urban consumers (CPI-U) as published by the United States department of labor, bureau of labor statistics, on January 1 of every odd-numbered year starting in 2013. In any two-year period in which the increase in the CPI-U for medical care services or medical care commodities exceeds the increase in the CPI-U for all items, then the comptroller of the treasury shall average the index for medical care services and medical care commodities with the index for all items and set a blended amount as the base for subsequent years. Any amount adjustment under this section shall be rounded to the nearest multiple of one hundred dollars (\$100). The comptroller of the treasury shall publish the increased amount on its web site. The amount for limits on noneconomic damages set by the comptroller for each two-year period shall be used for the purposes of this title.

AND FURTHER AMEND by adding the following as a new subdivision to Section 29-39-104(a) of the amendatory language of Section 10:

(10) The limit on punitive and exemplary damages established in subdivision (a)(5) of this section shall be increased to reflect the percentage of change in the consumer price index for all urban consumers (CPI-U) as published by the United States department of labor, bureau of labor statistics, on January 1 of every odd-numbered year starting in 2013. In any two-year period in which the increase in the CPI-U for medical care services or medical care commodities exceeds the increase in the CPI-U for all

items, then the comptroller of the treasury shall average the index for medical care services and medical care commodities with the index for all items and set a blended amount as the base for subsequent years. Any amount adjustment under this section shall be rounded to the nearest multiple of one hundred dollars (\$100). The comptroller of the treasury shall publish the increased amount on its web site. The amount for a limit on punitive and exemplary damages set by the comptroller for each two-year period shall be used for the purposes of this title.