

2016 -- H 7404

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LC003536
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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2016

A N A C T

RELATING TO COURTS AND CIVIL PROCEDURE - PROCEDURE IN PARTICULAR
ACTIONS

Introduced By: Representatives Morgan, Roberts, Chippendale, Price, and Marcello

Date Introduced: January 28, 2016

Referred To: House Judiciary

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 10-6-2 of the General Laws in Chapter 10-6 entitled "Contribution
2 Among Joint Tortfeasors" is hereby amended to read as follows:

3 **10-6-2. "Joint tortfeasors" defined.** – (a) For the purposes of this chapter, the term
4 "joint tortfeasors" means two (2) or more persons jointly or severally liable in tort for the same
5 injury to person or property, whether or not judgment has been recovered against all or some of
6 them; provided, however, that a master and servant or principal and agent shall be considered a
7 single tortfeasor.

8 (b) Notwithstanding subsection (a) of this section, no party shall be deemed jointly liable
9 in tort for an injury to person or property unless it is determined that such person is at least fifty-
10 one percent (51%) liable in tort for the injury to person or property.

11 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

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1 This act would provide that no party would be deemed jointly liable in tort for an injury
2 to person or property unless it is determined that such person is at least fifty-one percent (51%)
3 liable in tort for the injury.

4 This act would take effect upon passage.

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