

## Session 120 - (2013-2014)

**S 0865 General Bill, By L. Martin, Alexander, Campbell, O'Dell, Reese, Verdin, Peeler, Shealy, Gregory, Massey, Turner, Bennett, Cromer, Fair, McGill, S. Martin and Grooms**

**Summary:** CDL Driver Employment Protection Act

A BILL TO AMEND THE CODE OF LAWS OF SOUTH CAROLINA, 1976, BY ADDING ARTICLE 8 TO CHAPTER 23, TITLE 58, SO AS TO ESTABLISH THE CDL DRIVER EMPLOYMENT PROTECTION ACT WHICH PROVIDES THAT CIVIL LIABILITY CLAIMS MADE AGAINST AN EMPLOYER OF A PERSON WHO HOLDS A VALID COMMERCIAL DRIVER'S LICENSE BASED ON ANY THEORY OF NEGLIGENT HIRING, TRAINING, RETENTION, OR ENTRUSTMENT MUST BE CONSIDERED IN THE SECOND PHASE OF A BIFURCATED TRIAL PURSUANT TO SECTION 15-32-520(E), IF THERE IS EVIDENCE TO SUPPORT AN AWARD OF PUNITIVE DAMAGES, BUT PUNITIVE DAMAGES MAY NOT BE AWARDED AGAINST AN EMPLOYER SOLELY ON THE BASIS OF VICARIOUS LIABILITY.

**12/17/13 Senate Prefiled**

**12/17/13 Senate Referred to Committee on Judiciary**

**01/14/14 Senate Introduced and read first time (Senate Journal-page 52)**

**01/14/14 Senate Referred to Committee on Judiciary (Senate Journal-page 52)**

**01/22/14 Senate Referred to Subcommittee: Massey (ch), Coleman, Gregory**