

Fair Share Act



Background

- “Joint-and-several” liability is a major competitive disadvantage for PA
 - Allows defendants who are found to be minimally responsible in any kind of civil case to be on the hook for 100 percent of the damages
- PA is the only populous, industrial state to retain this unfair practice
- In 2002, the Fair Share Act was signed into law, only to have the State Supreme Court invalidate the law on procedural grounds
- In 2006, the proposal was passed again by the legislature, only to be vetoed by Governor Rendell

Current Status

- The Fair Share Act has been reintroduced as HB 1
 - HB 1 passed the PA House of Representatives on April 11, 2001 (112 to 88)
 - Currently it is in the Senate Judiciary Committee