



General Assembly

**Amendment**

February Session, 2016

LCO No. 5153



Offered by:  
SEN. KANE, 32<sup>nd</sup> Dist.

To: Subst. Senate Bill No. 247

File No. 549

Cal. No. 352

**"AN ACT CONCERNING A CAUSE OF ACTION FOR LOSS OF CONSORTIUM BY A MINOR CHILD WITH RESPECT TO THE DEATH OF A PARENT."**

1 After the last section, add the following and renumber sections and  
2 internal references accordingly:

3 "Sec. 501. Section 52-555 of the general statutes is repealed and the  
4 following is substituted in lieu thereof (*Effective from passage*):

5 (a) In any action surviving to or brought by an executor or  
6 administrator for injuries resulting in death, whether instantaneous or  
7 otherwise, such executor or administrator may recover from the party  
8 legally at fault for such injuries just damages together with the cost of  
9 reasonably necessary medical, hospital and nursing services, and  
10 including funeral expenses, provided no action shall be brought to  
11 recover such damages and disbursements but within two years from  
12 the date of death, and except that no such action may be brought more  
13 than five years from the date of the act or omission complained of. The  
14 court shall reduce the amount of such damages by an amount equal to

15 the sum of any damages awarded to a (1) spouse under section 52-  
 16 555a, 52-555b or 52-555c, and (2) minor child under section 1, 2 or 3 of  
 17 this act.

18 (b) Notwithstanding the provisions of subsection (a) of this section,  
 19 an action may be brought under this section at any time after the date  
 20 of the act or omission complained of if the party legally at fault for  
 21 such injuries resulting in death has been convicted or found not guilty  
 22 by reason of mental disease or defect of a violation of section 53a-54a,  
 23 53a-54b, 53a-54c, 53a-54d, 53a-55 or 53a-55a with respect to such  
 24 death."

This act shall take effect as follows and shall amend the following sections:		
Sec. 501	<i>from passage</i>	52-555