

House Bill 1041

By: Representatives Mabra of the 63rd, Willard of the 51st, Hightower of the 68th, Quick of the 117th, Reeves of the 34th, and others

A BILL TO BE ENTITLED
AN ACT

1 To amend Article 3 of Chapter 14 of Title 24 of the Official Code of Georgia Annotated,
2 relating to particular matters of proof, so as to provide authority for the use of other mortality
3 tables; to provide for related matters; to repeal conflicting laws; and for other purposes.

4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

5 style="text-align:center">**SECTION 1.**

6 Article 3 of Chapter 14 of Title 24 of the Official Code of Georgia Annotated, relating to
7 particular matters of proof, is amended by revising Code Section 24-14-44, relating to the
8 American Experience Mortality Tables, as follows:

9 "24-14-44.

10 In all civil proceedings where the life expectancy of a person shall be an issue, the
11 American Experience Mortality Tables shall be admissible as evidence of the life
12 expectancy of such person. The court and the jury shall also be authorized to consider any
13 other table determined by the court to be accurate to determine the life expectancy of a
14 person."

15 style="text-align:center">**SECTION 2.**

16 Said article is further amended by revising Code Section 24-14-45, relating to other mortality
17 tables, as follows:

18 "24-14-45.

19 (a) In addition to any other lawful methods of computing the value of the life of a decedent
20 in wrongful death cases or of determining the present value of future due earnings or
21 amounts in proceedings involving permanent personal injuries, there shall be admissible
22 in evidence, as competent evidence in such proceedings, either or both of the following
23 mortality tables:

24 (1) The Commissioners 1958 Standard Ordinary Mortality Table; or

25 (2) Annuity Mortality Table for 1949, Ultimate.

26 (b) In addition to the provisions set out in subsection (a) of this Code section, the jury or
27 court shall be authorized in cases of wrongful death or permanent personal injuries to use
28 any table determined by the jury or court, whichever is the trier of fact, to be accurate in
29 showing the value of annuities on single lives according to the mortality tables listed in
30 subsection (a) of this Code section.

31 (c) The admissible evidence provided for in subsections (a) and (b) of this Code section
32 shall not be the exclusive method which the jury or court is required to use in such
33 proceedings but shall be supplementary to other lawful and allowable evidence and
34 methods for such purpose, including, but not limited to, the life tables for the United States
35 Social Security Administration."

36 **SECTION 3.**

37 All laws and parts of laws in conflict with this Act are repealed.