

90 section to exercise due care or from the legal consequences of a failure to exercise due care.

91 Section 3. Section 57-14-501 is enacted to read:

92 **Part 5. Limitation on Award**

93 **57-14-501. Limitation of award of noneconomic damages.**

94 (1) ~~§→ [(a)] ←§~~ In an action arising on or after May 14, 2019, against an owner of land for
94a an

95 injury to a person or damage to property, §→ [the plaintiff may recover] if a plaintiff is
95a awarded ←§ noneconomic losses §→ [to
96 compensate for pain, suffering, and inconvenience:

97 ~~— (b) The~~ , the ←§ amount of §→ [damages awarded] the award ←§ for noneconomic
97a §→ [loss] losses ←§ may not exceed \$450,000.

98 (2) The limit described in Subsection (1) does not apply to:

99 (a) an award of punitive damages; §→ [or] ←§

100 (b) a claim for wrongful death §→ [;] ; or

100a (c) a liability described in Subsection 57-14-204(1). ←§