

H.B. 1078 Statute of limitations for actions involving health care. Reinstates the statute of repose which provides for an action to be maintained against a health care institution or a health care provider within 2 years after the date the action accrues, but no more than 3 years after the act or omission which gave rise to the action. Reinstates two former exceptions to the statute of repose, knowing concealment and leaving an unauthorized foreign object in the body, thereby requiring these excepted actions to be brought within 2 years after the person discovered or should have discovered the act or omission. Creates an exception to the statute of repose for actions in which both the physical injury and its cause are not known or could not have been known in the exercise of reasonable diligence. Enacts special provisions as exceptions to the statute of repose for actions brought on behalf of minors and persons under disability.

Applies to acts or omissions occurring on or after July 1, 1988.

APPROVED by Governor May 11 EFFECTIVE July 1

H.B. 1079 Judges - commissions to evaluate judicial performance - appropriation. Declares that the evaluation of judicial performance should be conducted statewide and within each judicial district using uniform criteria and procedures. Establishes a state commission on judicial performance to evaluate sitting appellate justices and judges in order to provide relevant information and recommendations to persons voting on retention of justices and judges. Establishes a similar commission in each judicial district for the evaluation of district and county court judges. Specifies the composition of the state and district commissions and provides for the appointment of certain members by the general assembly, governor, and chief justice of supreme court. Authorizes the state commission to accept private and federal grants and creates the state commission on judicial performance cash fund for the deposit of grant funds.

Appropriates \$96,067 from the state commission on judicial performance cash fund to the judicial department for implementation of the act.

APPROVED by Governor May 12 EFFECTIVE May 12

H.B. 1084 Denver mass transportation system - civil actions - priority. Provides that lawsuits arising out of the development of the Denver mass transportation system shall be given priority in the county and district courts of this state to avoid delays in the construction and operation of