

Amend Floor Amendment No. 11 to CSHB 13 by striking Amendment No. 11 and substituting the following appropriately numbered SECTION:

SECTION __. Section 101.055, Civil Practice and Remedies Code, is amended to read as follows:

Sec. 101.055. CERTAIN GOVERNMENTAL FUNCTIONS. This chapter does not apply to a claim arising:

(1) in connection with the assessment or collection of taxes by a governmental unit;

(2) from the action of an employee while responding to an emergency call or reacting to an emergency situation if the action is in compliance with the laws and ordinances applicable to emergency action, or in the absence of such a law or ordinance, if the action is not taken with conscious indifference or reckless disregard for the safety of others; ~~[or]~~

(3) from the failure to provide or the method of providing police or fire protection; or

(4) from the action of a peace officer, if:

(A) the peace officer is a:

(i) sheriff or sheriff's deputy; or

(ii) municipal police officer;

(B) the officer is engaged in the pursuit of a motor vehicle and the action:

(i) is in compliance with the laws and ordinances applicable to the peace officer regarding the pursuit of a motor vehicle; or

(ii) in the absence of such law or ordinance, is not taken with conscious indifference or reckless disregard for the safety of others; and

(C) the action occurs while the peace officer is operating a vehicle appropriately marked as an official police vehicle.