

By Senators Brown-Waite and Grant

10-209-98

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A bill to be entitled
An act relating to wrongful death; repealing s.
768.21(8), F.S., which prohibits the recovery
of damages for wrongful death by specified
persons; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsection (8) of section 768.21, Florida
Statutes, is repealed.

Section 2. This act shall take effect July 1, 1998.

SENATE SUMMARY

Repeals s. 768.21(8), F.S., which provides that in
wrongful death actions, damages for lost parental
companionship, instruction, and guidance and for mental
pain and suffering are not recoverable by adult children
and damages for mental pain and suffering are not
recoverable by a parent of a deceased adult child with
respect to claims for medical malpractice as defined in
s. 766.106(1), F.S.