

Bill No. CS for SB 874

Amendment No. ____

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Forman moved the following amendment:

Senate Amendment (with title amendment)

On page 25, between lines 21 and 22,

insert:

(3) In any civil action, a defendant who, at the time he or she caused the injury or death of a person, was under the influence of any alcoholic beverage or drug to the extent that the defendant's normal faculties were impaired, or who had a blood or breath alcohol level of 0.08 percent or higher, and, as a result of the influence of such alcoholic beverage or drug, was more than 50 percent at fault for such person's harm, then the defendant shall be deemed to have waived any and all defenses such defendant would otherwise have been entitled to raise in the action.

===== T I T L E A M E N D M E N T =====

And the title is amended as follows:

On page 3, line 17, after the semicolon,

Bill No. CS for SB 874

Amendment No. ____

1 insert:

2 providing for a waiver of defenses by a
3 defendant who was more than a specified
4 percentage at fault due to the influence of any
5 alcoholic beverage or drug;

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