

By Senator Forman

32-37A-99

1                                   A bill to be entitled  
2           An act relating to Metropolitan Dade County;  
3           providing for the relief of Ana  
4           Quintana-Marquez and Juan Marquez, her husband,  
5           for injuries and damages sustained as a result  
6           of a collision with a Metro-Dade police car;  
7           providing an effective date.

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9           WHEREAS, on November 6, 1996, a Metropolitan Dade  
10          County police car, while in pursuit of a traffic offender,  
11          made an illegal turn at the intersection of N.W. 25th Street  
12          and N.W. 67th Avenue in Dade County, and the police vehicle  
13          collided with an automobile that was being driven by Ana  
14          Quintana-Marquez, and

15                 WHEREAS, as a result of the collision, Ms. Quintana  
16          suffered severe injuries, including blunt abdominal trauma,  
17          anterior chest and upper extremity contusions, multiple  
18          fractures, and two perforations of her colon which were so  
19          severe that they necessitated a colostomy and subsequent  
20          surgery that removed her entire colon and part of her small  
21          intestine, and

22                 WHEREAS, Ms. Quintana has been in pain from the time of  
23          the accident forward, has sustained extensive scarring and  
24          embarrassment as a result of the accident, and has been  
25          rendered unable to participate in normal daily interaction  
26          with her two toddlers, as well as being rendered unable to  
27          perform other normal daily activities such as swimming and  
28          easily going up or down stairs, and

29                 WHEREAS, mediation between Metro-Dade County and Ms.  
30          Quintana took place on April 20, 1998, and produced an  
31          agreement to settle the matter for \$575,000, and

1           WHEREAS, the county subsequently approved that  
2 settlement and, on May 18, 1998, the parties entered into a  
3 stipulation of settlement embodying the mediation agreement,  
4 and

5           WHEREAS, the stipulation of settlement specified that  
6 the county would, by May 28, 1998, pay to Ana Quintana-Marquez  
7 and Juan Marquez, her husband, the sum of \$200,000, which is  
8 the statutory limit payable without a claim bill, and

9           WHEREAS, the remaining sum payable to Mr. and Mrs.  
10 Marquez is \$375,000, NOW, THEREFORE,

11  
12 Be It Enacted by the Legislature of the State of Florida:

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14           Section 1. The facts stated in the preamble to this  
15 act are found and declared to be true.

16           Section 2. Metro-Dade County is authorized and  
17 directed to compensate Ana Quintana-Marquez and Juan Marquez,  
18 her husband, in the amount of \$375,000 out of funds of the  
19 county not otherwise appropriated, for injuries and damages  
20 sustained as a result of a collision between a Metro-Dade  
21 police car and a vehicle operated by Ms. Quintana.

22           Section 3. This act shall take effect upon becoming a  
23 law.

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