

Bill No. CS for SB 198

Amendment No. 1

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	The Committee on Fiscal Policy recommended the following		
12	amendment:		
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14	Senate Amendment (with title amendment)		
15	On page 21, line 3, through page 42, line 3, delete		
16	those lines		
17			
18	and insert: Section 252.51, Florida Statutes, is amended to		
19	read:		
20	Section 8.		
21	252.51 Liability.--Any person or organization, public		
22	or private, owning or controlling real estate or other		
23	premises who voluntarily and without compensation <u>other than</u>		
24	<u>payment or reimbursement of costs and expenses,</u> grants a		
25	license or privilege or otherwise permits the designation by		
26	the local emergency management agency or use of the whole or		
27	any part of such real estate or premises for the purpose of		
28	sheltering persons during an actual, impending, mock, or		
29	practice emergency, together with her or his successor in		
30	interest, if any, shall not be liable for the death of, or		
31	injury to, any person on or about such real estate or premises		

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1 during the actual, impending, mock, or practice emergency, or
 2 for loss of, or damage to, the property of such person, solely
 3 by reason or as a result of such license, privilege,
 4 designation, or use, unless the gross negligence or the
 5 willful and wanton misconduct of such person owning or
 6 controlling such real estate or premises or her or his
 7 successor in interest is the proximate cause of such death,
 8 injury, loss, or damage occurring during such sheltering
 9 period. Any such person or organization who provides such
 10 shelter space for compensation shall be deemed to be an
 11 instrumentality of the state or its applicable agency or
 12 subdivision for the purposes of s. 768.28.

13 Section 9. This act shall take effect July 1, 2000.

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

17 And the title is amended as follows:

18 On page 2, line 28,through page 4,line 27, delete those
19 lines

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21 and insert:

22 certain circumstances;
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