

Amendment No. 02 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

11 The Committee on Health & Human Services Appropriations
12 offered the following:

14 **Amendment (with title amendment)**

15 On page 31, between 24 and line 25 of the bill

17 insert:

18 (d) Other than an entity to which s. 768.28 applies,
19 any eligible lead community-based provider, as defined in
20 paragraph (b), or its employees or officers, except as
21 otherwise provided in paragraph (e), must, as a part of its
22 contract, obtain a minimum of \$1 million per claim/\$3 million
23 per incident in general liability insurance coverage. In any
24 tort action brought against such an eligible lead
25 community-based provider, net economic damages shall be
26 limited to \$1 million per claim, including, but not limited
27 to, past and future medical expenses, wage loss, and loss of
28 earning capacity, offset by any collateral source payment paid
29 or payable. In any tort action brought against such an
30 eligible lead community-based provider, noneconomic damages
31 shall be limited to \$200,000 per claim. A claims bill may be

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1 brought on behalf of a claimant pursuant to s. 768.28 for any
2 amount exceeding the limits specified in this paragraph. Any
3 offset of collateral source payments made as of the date of
4 the settlement or judgment shall be in accordance with s.
5 768.76. The lead community-based provider shall not be liable
6 in tort for the acts or omissions of its subcontractors or the
7 officers, agents, or employees of its subcontractors.

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10 And on page 27, line 3 remove from the bill (a) and (b)
11 and insert in lieu thereof: (a), (b), and (d)

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13
14 ===== T I T L E A M E N D M E N T =====
15 And the title is amended as follows:

16 On page 3, line 6 after the semicolon
17
18 insert:
19 excluding certain entities from certain
20 insurance requirements;

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