

By Representative Betancourt

1 A bill to be entitled
2 An act relating to Miami-Dade County; providing
3 for the relief of Jessica Ann Calderon,
4 personal representative of the Estate of
5 Roberto Luis Calderon, Sean Ryan Calderon,
6 minor child of Roberto Luis Calderon and
7 Jessica Ann Calderon, and Lily Ann Calderon,
8 minor child of Roberto Luis Calderon and
9 Jessica Ann Calderon; providing for an
10 appropriation to compensate them for the
11 wrongful death of Roberto Luis Calderon as a
12 result of the negligence of a Miami-Dade County
13 employee; providing an effective date.
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15 WHEREAS, on December 7, 1999, 27-year-old police
16 officer Roberto Luis Calderon was driving a marked police
17 vehicle south bound on the busway adjacent to and parallel
18 with south-bound U.S. 1, and

19 WHEREAS, while Officer Calderon was driving his vehicle
20 through the intersection of S.W. Hibiscus Street in a lawful
21 manner, a Miami-Dade Transit Authority Bus ran the red light
22 at the intersection and collided with Officer Calderon's
23 vehicle on the driver's side, and

24 WHEREAS, Officer Calderon was killed in the accident,
25 and

26 WHEREAS, after a thorough investigation by both the
27 Miami-Dade County Police Homicide Investigation Unit and the
28 Miami-Dade Transit Authority, both agencies concluded that the
29 driver of the bus was negligent and caused the accident, and
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1 WHEREAS, neither agency found that Officer Calderon was
2 negligent in any way, and there is no other evidence of
3 contributory fault on the part of Officer Calderon, and

4 WHEREAS, Roberto Luis Calderon was survived by his
5 29-year-old wife, Jessica Ann Calderon, and their children,
6 4-year-old Sean Ryan Calderon and 2-year-old Lily Ann
7 Calderon, and

8 WHEREAS, the accident of December 7, 1999, formed the
9 basis of legal action against Miami-Dade County for the
10 wrongful death of Roberto Luis Calderon, and claims were
11 asserted on behalf of Jessica Ann Calderon, Sean Ryan
12 Calderon, and Lily Ann Calderon, and

13 WHEREAS, Miami-Dade County has paid \$200,000 pursuant
14 to section 768.28, Florida Statutes, NOW, THEREFORE,

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

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

20 Section 2. Miami-Dade County is authorized and
21 directed to appropriate from funds of the county not otherwise
22 appropriated and to draw a warrant in the sum of \$2,100,000
23 payable to Jessica Ann Calderon, as Personal Representative of
24 the Estate of Roberto Luis Calderon, which funds shall not be
25 spent until allocated between Jessica Ann Calderon and her
26 minor children, Sean Ryan Calderon, and Lily Ann Calderon,
27 pursuant to an order of the probate court In Re: Estate of
28 Roberto Luis Calderon, 11th Circuit for Miami-Dade County,
29 Case 00-1510CP(02).

30 Section 3. This act shall take effect upon becoming a
31 law.