

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

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

Representative(s) Ritter offered the following:

Amendment (with title amendment)

On page 1, line 15,

insert:

Section 1. Paragraph (c) of subsection (6) of section 627.736, Florida Statutes, is amended to read:

627.736 Required personal injury protection benefits; exclusions; priority; claims.--

(6) DISCOVERY OF FACTS ABOUT AN INJURED PERSON; DISPUTES.--

(c) In the event of any dispute regarding an insurer's right to discovery of facts about an injured person's earnings or about his or her history, condition, or treatment, or the dates and costs of such treatment, the insurer may petition a court of competent jurisdiction to enter an order permitting such discovery. The order may be made only on motion for good cause shown and upon notice to all persons having an interest, and it shall specify the time, place, manner, conditions, and scope of the discovery. Such court may, in order to protect

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1 against annoyance, embarrassment, or oppression, as justice
2 requires, enter an order refusing discovery or specifying
3 conditions of discovery and may order payments of costs and
4 expenses of the proceeding, including reasonable fees for the
5 appearance of attorneys at the proceedings, as justice
6 requires. Regardless of status as an assignee or litigant, any
7 medical provider who is subject to discovery by an insurance
8 carrier shall be afforded status as a "skilled" and "expert"
9 witness within the meaning of Rule 1.390 and subsection
10 (b)(4)(C) of rule 1.280 of the Florida rules of Civil
11 Procedure and shall be compensated accordingly.

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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 1, line 2, after the semicolon

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18 insert:

19 amending s. 627.736, F.S.; providing that
20 certain medical providers shall be afforded
21 status as a skilled or expert witness under
22 certain circumstances;

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