

hbd-27

Amendment No. \_\_\_\_ (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Representative(s) Rubio offered the following:

**Amendment (with title amendment)**

Remove everything after the enacting clause

and insert:

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

Section 2. The School Board of Palm Beach County is authorized and directed to appropriate from funds of the board not otherwise appropriated and to draw a warrant in the sum of \$600,000, payable to Mary Nell Dent Harley as legal guardian of Ariel Alexis Dent. After payment of statutory attorney's fees and costs and authorized expenses, the proceeds recovered under this act shall be used to purchase an annuity for the benefit of Ariel Alexis Dent which will yield her funding beginning at age 18 and consisting of \$25,000 per year guaranteed for 5 years; lifetime monthly income of approximately \$2,000 per month guaranteed for 360 months beginning at age 22; and guaranteed payments at ages 25 and 30 in the approximate amounts of \$50,000 at age 25 and \$93,000 at

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1 age 30.

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

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

7 And the title is amended as follows:

8 remove: the entire title

9

10 and insert:

11 A bill to be entitled  
12 An act relating to the School Board of Palm  
13 Beach County; providing for the relief of Mary  
14 Nell Dent Harley, as legal guardian of Ariel  
15 Alexis Dent, for injuries sustained by Ariel  
16 Alexis Dent as the result of negligence on the  
17 part of an employee of the board; providing an  
18 effective date.

19

20 WHEREAS, on March 2, 1999, Ariel Alexis Dent was a  
21 6-year-old student in the Palm Beach County school system, and  
22 WHEREAS, on that date, as she was properly exiting her  
23 school bus, she was struck by the bus, operated by an employee  
24 of the School Board of Palm Beach County, and

25 WHEREAS, as a result of being struck three separate  
26 times, by the bumper, the front wheels, and the rear wheels of  
27 the bus, Ariel sustained severe and permanent injuries, and

28 WHEREAS, Ariel has undergone multiple surgeries,  
29 rehabilitation, and physical therapy, and

30 WHEREAS, Ariel has disfiguring scars, is subject to  
31 chronic pain in her right leg, and walks with a limp, and

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1           WHEREAS, expert medical testimony has established that  
 2 Ariel has sustained a 22-percent permanent partial impairment  
 3 of the whole person and a 30-percent permanent functional  
 4 impairment, and

5           WHEREAS, the School Board of Palm Beach County has  
 6 admitted liability for the accident that caused Ariel's  
 7 injuries, and

8           WHEREAS, before trial, the parties reached a settlement  
 9 under which the School Board of Palm Beach County has paid  
 10 \$200,000 and agreed not to oppose a claim bill in the amount  
 11 of \$600,000, NOW, THEREFORE,

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