

hbd-06

Bill No. CS/HB 757, 1st Eng.

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

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

**Amendment (with title amendment)**

On page 87, between lines 28 and 29, of the bill

insert:

Section 49. Paragraph (d) is added to subsection (10) of section 768.28, Florida Statutes, to read:

768.28 Waiver of sovereign immunity in tort actions; recovery limits; limitation on attorney fees; statute of limitations; exclusions; indemnification; risk management programs.--

(10)

(d) For the purposes of this section, operators of rail services and providers of security for rail services, or any of their employees or agents, that have contractually agreed to act as agents of the Tri-County Commuter Rail Authority to operate rail services or provide security for rail services shall be considered agents of the state while acting within the scope of and pursuant to guidelines established in said contract or by rule. The contract shall

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1 provide for the indemnification of the state by the agent for  
2 any liability incurred up to the limits set out in this  
3 chapter.

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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            On page 8, line 16, after the semicolon,

9

10 insert:

11            amending s. 768.28, F.S.; revising language  
12            with respect to waiver of sovereign immunity in  
13            tort cases to provide reference to certain rail  
14            service operations or security for such rail  
15            services;

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