

hbd-02

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 2 and 3, of the bill

insert:

Section 51. 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, dispatchers, and providers of security for rail services and rail facility maintenance providers in the South Florida Rail Corridor, or any of their employees or agents, performing such services under contract with and on behalf of the Tri-County Commuter Rail Authority or the Department of Transportation shall be considered agents of the state while acting within the scope of and pursuant to guidelines established in said

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1 contract or by rule.

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

5 And the title is amended as follows:

6 On page 8, line 4, after the semicolon,

7

8 insert:

9 amending s. 768.28, F.S.; providing that  
10 certain operators, dispatchers, and security  
11 providers for rail services and certain rail  
12 facility maintenance providers in a specified  
13 area or for the Tri-County Commuter Rail  
14 Authority or the Department of Transportation  
15 are agents of the state under specified  
16 circumstances;

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