

Bill No. CS for CS for SB 1202

Amendment No. ____ Barcode 605232

| | <u>Senate</u> | CHAMBER ACTION | <u>House</u> |
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11 Senator Campbell moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 On page 75, between lines 24 and 25,

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16 insert:

17 Section 10. Subsection (1) of section 627.737, Florida
18 Statutes, is amended to read:

19 627.737 Tort exemption; limitation on right to
20 damages; punitive damages.--

21 (1) Every owner, registrant, operator, or occupant of
22 a motor vehicle with respect to which security has been
23 provided as required by ss. 627.730-627.7405, and every person
24 or organization legally responsible for her or his acts or
25 omissions, is hereby exempted from tort liability for damages
26 because of bodily injury, sickness, or disease arising out of
27 the ownership, operation, maintenance, or use of such motor
28 vehicle in this state to the extent that the benefits
29 described in s. 627.736(1) are paid ~~payable for such injury,~~
30 ~~or would be payable but for any exclusion authorized by ss.~~
31 ~~627.730-627.7405, under any insurance policy or other method~~

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1 ~~of security complying with the requirements of s. 627.733, or~~
 2 ~~by an owner personally liable under s. 627.733 for the payment~~
 3 ~~of such benefits~~, unless a person is entitled to maintain an
 4 action for pain, suffering, mental anguish, and inconvenience
 5 for such injury under the provisions of subsection (2).

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7 (Redesignate subsequent sections.)

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

11 And the title is amended as follows:

12 On page 3, line 2, after the semicolon,

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14 insert:

15 amending s. 627.737, F.S.; providing that the
 16 liability exemption applies to the extent that
 17 benefits are paid;

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