

Bill No. CS for SB 2-B

Amendment No. \_\_\_\_ Barcode 853990

CHAMBER ACTION

Senate

House

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Senator Jones moved the following amendment:

**Senate Amendment (with title amendment)**

On page 149, between lines 20 and 21,

insert:

Section 74. Paragraph (a) of subsection (3) of section 766.209, Florida Statutes, is amended to read:

766.209 Effects of failure to offer or accept voluntary binding arbitration.--

(3) If the defendant refuses a claimant's offer of voluntary binding arbitration:

(a) The claim shall proceed to trial ~~without limitation on damages~~, and the claimant, upon proving medical negligence, shall be entitled to recover prejudgment interest, and reasonable attorney's fees up to 25 percent of the award reduced to present value.

(Redesignate subsequent sections.)

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

2 And the title is amended as follows:

3            On page 16, line 18, after the semicolon,

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5 insert:

6            amending s. 766.209, F.S.; revising applicable

7            damages available in voluntary binding

8            arbitration relating to claims of medical

9            negligence;

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