

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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Representative Ambler offered the following:

Amendment (with title amendment)

Between lines 2253 and 2254, insert:

Section 46. Section 766.1121, Florida Statutes, is created to read:

766.1121 Prohibition of denial of fault on part of plaintiff.--In the trial of any action for medical malpractice which follows a settlement between the plaintiff and one or more defendants or potential defendants for the same injury, the plaintiff shall be estopped from denying that the fault on the part of any such settled defendant or prospective defendant contributed to causing the plaintiff's injuries with respect to any such settled defendant or prospective defendant who has been identified by way of affirmative defense or joined by a

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27 nonsettling defendant as a party who is liable, in whole or in
28 part, for the plaintiff's damages.

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

32 Remove line 185, and insert:

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in medical negligence cases is several only; creating s.
766.1121, F.S.; estopping plaintiffs from denying that a
defendant or prospective defendant with whom the plaintiff
settled contributed to the injury alleged; creating s.