

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 line(s) 1824 and 1825, insert:

Section 37. Section 766.1068, Florida Statutes, is created to read:

766.1068 Proposal for settlement; timing.--Notwithstanding any other provision of law, any party may serve another party in a medical malpractice suit with an offer for judgment or offer for settlement at any time after the filing of the complaint. If a claimant rejects the proposal for settlement and either loses at trial or prevails at trial while receiving an award for damages that is less than the most recent proposal for settlement, the court may require the claimant to pay the attorney's fees and costs of the defendant from whom the claimant will receive the award. If a defendant rejects the proposal for settlement and loses at trial while receiving a

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28 judgment that is greater than the most resent proposal for
29 settlement, the court may require the defendant to pay the
30 attorney's fees and costs of the claimant to whom the judgment
31 is awarded.

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

35 Remove line(s) 149, and insert:

36 medical negligence causes of action; creating s. 766.1068, F.S.;
37 providing that offers of settlement may be made at any time
38 following the filing of suit; creating s. 766.118,

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