

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Seiler offered the following:

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3 **Amendment (with title amendment)**

4 Between lines 828 and 829, insert:

5 Section 15. Subsection (7) of section 400.023, Florida
6 Statutes, is amended to read:

7 400.023 Civil enforcement.--

8 (7) An action under this part for a violation of rights or
9 negligence recognized herein is not a claim for medical
10 malpractice, and the provisions of s. 768.21(8) do not apply to
11 a claim alleging death of the resident.

12 Section 16. Section 400.0235, Florida Statutes, is amended
13 to read:

14 400.0235 Certain provisions not applicable to actions
15 under this part.--An action under this part for a violation of
16 rights or negligence recognized under this part is not a claim

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HOUSE AMENDMENT

Bill No. HB 1821

Amendment No. (for drafter's use only)

17 for medical malpractice, ~~and the provisions of s. 768.21(8) do~~
18 ~~not apply to a claim alleging death of the resident.~~

19 Section 17. Section 400.4295, Florida Statutes, is amended
20 to read:

21 400.4295 Certain provisions not applicable to actions
22 under this part.--An action under this part for a violation of
23 rights or negligence recognized herein is not a claim for
24 medical malpractice, ~~and the provisions of s. 768.21(8) do not~~
25 ~~apply to a claim alleging death of the resident.~~

26 Section 18. Subsection (8) of section 768.21, Florida
27 Statutes, is repealed.

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

30 Remove line(s) 80, and insert:
31 amending ss. 400.023, 400.0235, and 400.4295, F.S., to conform;
32 repealing s. 768.21(8), F.S., relating to limitations on damages
33 recoverable by adult children or parents of an adult child for
34 wrongful death; providing an effective date.