

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Berfield offered the following:

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3 **Amendment (with title amendment)**

4 On page 38, between lines 5 and 6, insert:

5 Section 22. Subsection (7) of section 440.16, Florida
6 Statutes, is repealed:

7 440.16 Compensation for death.--

8 ~~(7) Compensation under this chapter to aliens not~~
9 ~~residents (or about to become nonresidents) of the United States~~
10 ~~or Canada shall be the same in amount as provided for residents,~~
11 ~~except that dependents in any foreign country shall be limited~~
12 ~~to surviving spouse and child or children, or if there be no~~
13 ~~surviving spouse or child or children, to surviving father or~~
14 ~~mother whom the employee has supported, either wholly or in~~
15 ~~part, for the period of 1 year prior to the date of the injury,~~
16 ~~and except that the judge of compensation claims may, at the~~

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HOUSE AMENDMENT

Bill No. CS/CS/SB 2038

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17 ~~option of the judge of compensation claims, or upon the~~
18 ~~application of the insurance carrier, commute all future~~
19 ~~installments of compensation to be paid to such aliens by paying~~
20 ~~or causing to be paid to them one half of the commuted amount of~~
21 ~~such future installments of compensation as determined by the~~
22 ~~judge of compensation claims, and provided further that~~
23 ~~compensation to dependents referred to in this subsection shall~~
24 ~~in no case exceed \$75,000.~~

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

28 On page 3, line(s) 13, after the semicolon, insert:
29 repealing s. 440.15(7), F.S., relating to payment of workers'
30 compensation benefits to dependents for the death of a
31 nonresident alien;