

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Legg and Ambler offered the following:

2  
3 **Amendment (with title amendment)**

4 Remove lines 275-280 and insert:

5 (13) The recommendation of the neutral evaluator is not  
6 binding on any party, and the parties retain access to courts.  
7 The neutral evaluator's written recommendation is admissible in  
8 any subsequent action or proceeding relating to the claim or to  
9 the cause of action giving rise to the claim. The report of the  
10 neutral evaluator as to the presence or absence of a sinkhole  
11 loss is presumed correct absent clear and convincing evidence to  
12 the contrary. The report of the neutral evaluator as to the need  
13 for and estimated costs of stabilizing the land and any covered  
14 structures or buildings and other appropriate remediation or  
15 structural repairs resulting from a sinkhole loss is presumed  
16 correct absent a preponderance of the evidence to the contrary.

17 If the findings of the neutral evaluator's written

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18 | recommendation are inconsistent with the presumption under s.  
19 | 627.7073, the presumption under this section prevails.