

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative(s) Seiler offered the following:

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3 **Amendment (with title amendment)**

4 Remove everything after the enacting clause and insert:

5
6 Section 1. The facts stated in the preamble to this act
7 are found and declared to be true.

8 Section 2. Miami-Dade County is authorized and directed to
9 appropriate from funds of the county not otherwise encumbered
10 and to pay to Anthony John Angelillo the sum of \$250,000 as
11 compensation for injuries suffered due to the negligence of an
12 employee of Miami-Dade County.

13 Section 3. Payment for the combined total of professional
14 services and costs incurred by attorneys, lobbyists, and agents
15 or representatives of attorneys or lobbyists shall not exceed
16 \$40,000.

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17 Section 4. This act shall take effect upon becoming a law.

18

19

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

21 On page 1, line 1, through page 2, line 22, remove all of
22 said lines and insert:

23

24 A bill to be entitled

25 An act for the relief of Anthony John Angelillo by Miami-
26 Dade County; authorizing and directing Miami-Dade County
27 to compensate Anthony John Angelillo for injuries suffered
28 due to the negligence of Miami-Dade County; providing for
29 attorney's fees, lobbyist's fees, and costs; providing an
30 effective date.

31

32 WHEREAS, on April 30, 2002, Anthony John Angelillo was
33 driving his motorcycle and Miami-Dade Police Officer Barry
34 Savage was driving an automobile owned by Miami-Dade County, and

35 WHEREAS, Officer Savage was on duty and was an agent and
36 employee of Miami-Dade County and acting within the scope of his
37 authority, and

38 WHEREAS, on April 30, 2002, a collision between the
39 motorcycle driven by Anthony John Angelillo and the automobile
40 driven by Officer Savage occurred at the intersection of
41 Northwest 107th Avenue and Northwest 58th Street in Medley,
42 Miami-Dade County, when Officer Savage turned his automobile
43 onto Northwest 107th Avenue from Northwest 58th Street, and

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44 WHEREAS, as a result of the accident, Anthony John
45 Angelillo suffered severe bodily injury to his right arm, right
46 elbow, and right shoulder, which are now permanently impaired; a
47 broken clavicle; an impaired lung, which required surgery; and
48 an injured left foot, which necessitated a muscle graft and
49 which foot is permanently impaired, all of which required
50 numerous medical procedures and operations, and

51 WHEREAS, as a result of the injuries, Anthony John
52 Angelillo has constant pain that requires consistent medication;
53 he is required to use a cane to walk; and he will need further
54 medical procedures to his left foot and to his right extremity
55 to allow him to fully straighten it and possibly use his right
56 arm and shoulder for normal everyday activities in the future,
57 and

58 WHEREAS, as a result of this accident, a legal action was
59 filed by Anthony John Angelillo against Miami-Dade County in the
60 Circuit Court of the Eleventh Judicial Circuit in and for Miami-
61 Dade County (Case No. 01-11002-CA-20) alleging negligence on the
62 part of Miami-Dade County, and

63 WHEREAS, Anthony John Angelillo and Miami-Dade County
64 voluntarily settled this claim and lawsuit for the sum of
65 \$450,000, and

66 WHEREAS, since the maximum amount that may be awarded and
67 voluntarily paid under s. 768.28, Florida Statutes, the sum of
68 \$200,000, has been paid, Anthony John Angelillo petitions the
69 Legislature for further payment in the amount of \$250,000, and

70 WHEREAS, in the Settlement and Release of All Claims
71 executed by the parties in the lawsuit filed in this matter,
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HOUSE AMENDMENT

Bill No. SB 70

Amendment No.

72 Miami-Dade County agreed not to object to a claim bill presented
73 to the Florida Legislature in the amount of \$250,000, NOW,
74 THEREFORE,

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