

Bill No. SB 74

Barcode 165766

CHAMBER ACTION

Senate

House

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The Special Master on Claim Bills recommended the following amendment:

Senate Amendment (with title amendment)

On page 3, line 19, delete "\$1.2 million"

and insert: \$1,059,738

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

And the title is amended as follows:

On page 1, line 13, through
page 3, line 7, delete those lines

and insert:

WHEREAS, on February 11, 2005, Brooke Ingoldsby, an 8-year-old third grader at James B. Sanderlin Elementary School, was being transported home on a school bus of the Pinellas County School Board which was driven by a substitute bus driver employed by the school board, and

WHEREAS, rather than depositing Brooke, who was the

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1 last student on the bus, at her appointed bus stop where her
 2 grandmother was waiting for her, the substitute bus driver
 3 dropped Brooke off on the corner of 90th Avenue and the east
 4 side of 9th Street North, a busy thoroughfare in St.
 5 Petersburg, Pinellas County, Florida, and

6 WHEREAS, Brooke was subsequently struck by a southbound
 7 sports utility vehicle in the west-most southbound lane of 9th
 8 Street North and was pronounced dead 3 hours later at Bayfront
 9 Medical Center, and

10 WHEREAS, Brooke suffered multisystem trauma, head
 11 injury, bilateral closed femur injury, a closed right humerus
 12 fracture, and a severe abrasion to her right waistline, and

13 WHEREAS, the Pinellas County School Board admitted
 14 liability for Brooke's death and agreed to pay the total sum
 15 of \$2.5 million for the damages and losses sustained by the
 16 estate of Brooke Ingoldsby and for the losses suffered by
 17 Brooke's mother, Michelle Allen, and

18 WHEREAS, judgment was entered in the amount of \$2.5
 19 million, including \$200,000 in damages and losses sustained by
 20 the estate of Brooke Ingoldsby and \$2.3 million for the losses
 21 suffered by Brooke's mother, Michelle Allen, and

22 WHEREAS, the school district has paid \$100,000 to the
 23 estate and \$100,000 for the losses suffered by Michelle Allen,
 24 thus exhausting the limits of the waiver of sovereign
 25 immunity, and

26 WHEREAS, the school district maintained a liability
 27 policy of \$1 million, which was paid to Michelle Allen, and

28 WHEREAS, Michelle Allen has received \$140,262 from
 29 insurance policies and other collateral sources, NOW,

30 THEREFORE,

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