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CHAMBER ACTION

Senate

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House

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1 Senator Alexander moved the following **substitute for amendment**  
2 **(247332)** :

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4 **Senate Amendment (with title amendment)**

5 Between lines 2741-2742

6 insert:

7 Section 66. Paragraph (d) of subsection (10) of section  
8 768.28, Florida Statutes, is amended to read:

9 768.28 Waiver of sovereign immunity in tort actions;  
10 recovery limits; limitation on attorney fees; statute of  
11 limitations; exclusions; indemnification; risk management  
12 programs.--

13 (10)

14 (d) For the purposes of this section, operators,  
15 dispatchers, and providers of security for rail services and rail  
16 facility maintenance providers in the South Florida Rail  
17 Corridor, or any of their employees or agents, performing such



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18 | services under contract with and on behalf of the South Florida  
19 | Regional Transportation Authority or the Department of  
20 | Transportation shall be considered agents of the state while  
21 | acting within the scope of and pursuant to guidelines established  
22 | in said contract or by rule. This paragraph applies only to  
23 | contracts in effect on the effective date of this act and only to  
24 | the initial term of such contracts.

25 |  
26 | ===== T I T L E A M E N D M E N T =====

27 | And the title is amended as follows:

28 |       On line 3048, after the semicolon,  
29 | insert:

30 |       amending s. 768.28, F.S.; limiting the extension of  
31 |       sovereign immunity to commuter rail systems operating  
32 |       under a contract as of the effective date of this act;