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LEGISLATIVE ACTION

Senate

House

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Floor: WD/2R

12/08/2009 01:16 PM

Senator Dockery moved the following:

Senate Amendment

Delete lines 629 - 637

and insert:

(7) "Limited covered accident" means a collision directly between the trains, locomotives, rail cars, or rail equipment of the department and the freight rail operator only, where the collision is caused by or arising from the willful misconduct of the department or its agents or employees or where, but for the prohibition in s. 768.28(5), punitive damages or exemplary damages could have been awarded due to the conduct of the department or its agents or employees.