



361728

LEGISLATIVE ACTION

Senate

House

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Floor: 1/F/2R

04/28/2010 06:15 PM

Senator Gelber moved the following:

Senate Amendment (with title amendment)

Delete lines 42 - 56
and insert:
~~standard medical measures.~~

(3) A right of action for civil damages shall exist under s. 768.19, under all circumstances, for all deaths described in this section. However, this section shall not be construed to create or expand any civil cause of action for negligence based on statute or common law.

(4) In addition to any other punishment, the court may order the person to serve 120 community service hours in a trauma center or hospital that regularly receives victims of



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14 vehicle accidents, under the supervision of a registered nurse,
15 an emergency room physician, or an emergency medical technician
16 pursuant to a voluntary community service program operated by
17 the trauma center or hospital.

18 (5) Nothing in this section shall be construed to allow the
19 prosecution of any:

20 (a) Person for conduct relating to an abortion for which
21 the consent of the pregnant woman, or a person authorized by law
22 to act on her behalf, has been obtained or for which such
23 consent is implied by law;

24 (b) Person for any medical treatment of the pregnant woman
25 or her unborn child; or

26 (c) Woman with respect to her unborn child.

27
28 ===== T I T L E A M E N D M E N T =====

29 And the title is amended as follows:

30 Delete line 7

31 and insert:

32 legislative intent; providing for construction;

33 amending s. 782.09, F.S.; revising