



813362

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
03/02/2012	.	
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The Committee on Budget (Simmons) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 22 - 47

and insert:

Section 1. Section 90.702, Florida Statutes, is amended to read:

90.702 Testimony by experts.—

(1) If scientific, technical, or other specialized knowledge will assist the trier of fact in understanding the evidence or in determining a fact in issue, a witness qualified as an expert by knowledge, skill, experience, training, or education may testify about it in the form of an opinion, or otherwise, if:



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- 14       (a) The testimony is based upon sufficient facts or data;  
15       (b) The testimony is the product of reliable principles and  
16 methods; and  
17       (c) The witness has applied the principles and methods  
18 reliably to the facts of the case; however, the opinion is  
19 admissible only if it can be applied to evidence at trial.  
20       (2) The threshold required by subsection (1) to permit a  
21 witness to testify as an expert witness is satisfied if the  
22 principles or methods on which such knowledge is based are  
23 generally accepted by the relevant expert community.  
24       (3) The stated testimonial requirements apply in any case  
25 in which the expert opinion testimony is based on scientific,  
26 technical, or other specialized knowledge.

27  
28 ===== T I T L E   A M E N D M E N T =====  
29 And the title is amended as follows:

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31       Delete lines 7 - 11  
32 and insert:  
33       circumstances; providing that the elements necessary  
34       to permit a witness to testify as an expert witness  
35       are satisfied if the principles or methods on which  
36       such knowledge is based are generally accepted by the  
37       relevant expert community; providing for  
38       applicability; amending s. 90.704, F.S.; providing