

HB 43

2012

1                   A bill to be entitled  
2           An act for the relief of Ronald Miller by the City of  
3           Hollywood; providing for an appropriation to  
4           compensate him for injuries sustained as a result of  
5           the negligence of the City of Hollywood; providing a  
6           limitation on the payment of fees and costs; providing  
7           an effective date.

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9           WHEREAS, on July 30, 2002, Ronald Miller was driving his  
10          pickup truck home from work, northbound on Federal Highway in  
11          the left-turn lane, and

12          WHEREAS, at that time, a City of Hollywood employee, Robert  
13          Mettler, who was driving a city utilities truck, cut across the  
14          lanes of northbound traffic and crashed into Mr. Miller's  
15          vehicle head-on, and

16          WHEREAS, the impact of the crash caused Mr. Miller to have  
17          corrective surgeries for damage to both knees, and

18          WHEREAS, the jury found in favor of Ronald Miller and a  
19          Final Judgment was entered in the amount of \$1,130,731.89, and a  
20          cost judgment was entered in the amount of \$17,257.82, and

21          WHEREAS, the City of Hollywood has paid \$100,000 to Ronald  
22          Miller under the statutory limits of liability set forth in s.  
23          768.28, Florida Statutes, and

24          WHEREAS, the parties have negotiated in good faith and have  
25          arrived at a stipulated resolution of this matter by the payment  
26          by the City of Hollywood of an additional \$100,000 to Ronald  
27          Miller, NOW, THEREFORE,

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29 Be It Enacted by the Legislature of the State of Florida:

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31 Section 1. The facts stated in the preamble to this act  
32 are found and declared to be true.

33 Section 2. The City of Hollywood is authorized and  
34 directed to appropriate from funds of the city and to draw a  
35 warrant, payable to Ronald Miller, for the total amount of  
36 \$100,000 as compensation for injuries and damages sustained as a  
37 result of the negligence of the City of Hollywood.

38 Section 3. The amount paid by the City of Hollywood  
39 pursuant to s. 768.28, Florida Statutes, and the amount awarded  
40 under this act are the sole and final compensation for all  
41 present and future claims arising out of the facts described in  
42 this act which resulted in injuries to Ronald Miller. All  
43 expenses which constituted part of Ronald Miller's judgments  
44 described herein shall be paid from the amount awarded under  
45 this act on a pro rata basis. The total amount paid from all  
46 sources for attorney's fees, lobbying fees, costs, and other  
47 similar expenses relating to this claim may not exceed 25  
48 percent of the amount awarded under this act.

49 Section 4. This act shall take effect upon becoming a law.