

By the Committee on Judiciary; and Senator Legg

590-02823-15

201566c1

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 an employee of the City of
6 Hollywood; providing a limitation on the payment of
7 fees and costs; providing 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 Robert Mettler, a City of Hollywood
13 employee, driving a city utilities truck, cut across the
14 northbound lanes of traffic and crashed head-on into Ronald
15 Miller's vehicle, and

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

18 WHEREAS, the jury returned a verdict in favor of Ronald
19 Miller, and a final judgment was entered in the amount of
20 \$1,130,731.89, and a cost judgment was entered in the amount of
21 \$17,257.82, and

22 WHEREAS, the City of Hollywood has paid \$100,000 to Ronald
23 Miller under the statutory limits of liability set forth in s.
24 768.28, Florida Statutes, and

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

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

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

34 Section 2. The City of Hollywood is authorized and directed
35 to appropriate from funds of the city not otherwise appropriated
36 and to draw a warrant, payable to Ronald Miller, for the total
37 amount of \$100,000 as compensation for injuries and damages
38 sustained as a result of the negligence of an employee of the
39 City of Hollywood.

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

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