

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Civil Justice & Claims
2 Subcommittee

3 Representative Raburn offered the following:

Amendment (with title amendment)

6 Remove lines 70-81 and insert:

7 warrant in the sum of \$550,000, to be placed in the special
8 needs trust created for the exclusive use and benefit of Jerry
9 Cunningham as compensation for injuries and damages sustained.

10 Section 3. The amount paid by Broward County pursuant to
11 s. 768.28, Florida Statutes, and the amount awarded under this
12 act are intended to provide the sole compensation for all
13 present and future claims arising out of the factual situation
14 described in this act which resulted in injuries and damages to
15 Jerry Cunningham. Of the amount awarded under this act, the
16 total amount paid for attorney fees may not exceed \$104,500, the

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17 total amount paid for lobbying fees may not exceed \$33,000, and
18 no amount may be paid for costs and other similar expenses
19 relating to this claim.

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22 **T I T L E A M E N D M E N T**

23 Remove lines 29-47 and insert:

24 unable to keep up with the bus's speed, and

25 WHEREAS, after the accident, Jerry Cunningham was
26 immediately transported to Broward Health North and was
27 subsequently airlifted to the pediatric intensive care unit at
28 Broward Health Medical Center, and

29 WHEREAS, on June 13, 2013, Jerry Cunningham was transferred
30 to Jackson Memorial Hospital's family-centered pediatric
31 rehabilitation program in order to receive intensive
32 occupational, physical, speech, and neuropsychological therapy,
33 and

34 WHEREAS, as a result of the accident, Jerry Cunningham
35 suffered traumatic brain injury, multiple skull fractures,
36 multiple facial fractures, multiple rib fractures, a right
37 clavicle fracture, a right scapular fracture, a right pulmonary
38 contusion, and a left medial malleolus fracture and was placed
39 in a medically induced coma for approximately 1 month, and

40 WHEREAS, Jerry Cunningham continues to be impacted by the