

Amendment No.1

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN (Y/N)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

1 Committee/Subcommittee hearing bill: Civil Justice & Property
2 Rights Subcommittee
3 Representative Rodriguez offered the following:

4
5 **Amendment**

6 Remove lines 30-63 and insert:

7 WHEREAS, the Estate of Emilio Jesus Vizcaino-Aday and
8 Miami-Dade County have reached a tentative compromise settlement
9 pending county approval, the settlement being in the amount of
10 \$650,000, and

11 WHEREAS, pursuant to the agreement between the parties, the
12 settlement will be partially satisfied in the amount of
13 \$300,000, and

14 WHEREAS, pursuant to the settlement, the claim shall be
15 considered fully satisfied by payment of an additional \$350,000

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16 by Miami-Dade County to the Estate of Emilio Jesus Vizcaino-
17 Aday, as authorized by the Florida Legislature, NOW, THEREFORE,
18

19 Be It Enacted by the Legislature of the State of Florida:
20

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

23 Section 2. Miami-Dade County is authorized and directed to
24 appropriate from funds not otherwise encumbered and to draw a
25 warrant in the sum of \$350,000 payable to the Estate of Emilio
26 Jesus Vizcaino-Aday as compensation for injuries and damages
27 sustained.

28 Section 3. The amount paid by Miami-Dade County pursuant
29 to s. 768.28, Florida Statutes, and the amount awarded under
30 this act are intended to provide the sole compensation for all
31 present and future claims arising out of the factual situation
32 described in this act which resulted in the death of Emilio
33 Jesus Vizcaino-Aday, including injuries and damages to the
34 Estate of Emilio Jesus Vizcaino-Aday and his survivors. The
35 total amount paid for attorney fees may not exceed \$70,000 and
36 the total amount paid for lobbying fees may not exceed \$17,500.