

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WITHDRAWN	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 & Property
 2 Rights Subcommittee

3 Representative Plakon offered the following:

4

5 **Amendment**

6 Remove lines 17-21 and insert:

7 WHEREAS, at the same time, Okeechobee County Sheriff's
 8 Deputy Joseph Gracie was driving westbound on State Road 70 at a
 9 speed in excess of 95 mph while responding, as backup, to a 911
 10 call for law enforcement assistance, and

11 Between lines 32 and 33, insert:

12 WHEREAS, the Florida Highway Patrol's investigation found
 13 that Deputy Gracie violated ss. 316.216(3) and 316.126(5),
 14 Florida Statutes, and

15 Remove lines 50-55 and insert:

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16 WHEREAS, after a 4-day trial, a jury awarded Ricardo
17 Medrano-Arzate and Eva Chavez-Medrano, as personal
18 representatives of their daughter Hilda Medrano, \$5 million in
19 damages. Based on the jury's apportionment of fault, finding
20 that Deputy Gracie was 88.5 percent liable for the collision,
21 the trial court reduced the jury's award to \$4,425,000. That
22 decision was affirmed by the Fourth District Court of Appeal,
23 and

24 Remove lines 65-81 and insert:

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

27 Section 2. The Okeechobee County Sheriff's Office is
28 authorized and directed to appropriate from funds not otherwise
29 encumbered and to draw a warrant in the sum of \$4,425,000
30 payable to Ricardo Medrano-Arzate and Eva Chavez-Medrano for
31 damages awarded in connection with the death of their daughter,
32 Hilda Medrano.

33 Section 3. The amount paid by the Okeechobee County
34 Sheriff's Office and awarded under this act is intended to
35 provide the sole compensation for all present and future claims
36 arising out of the factual situation described in this act which
37 resulted in the award of damages to Ricardo Medrano-Arzate and
38 Eva Chavez-Medrano, as personal representatives of Hilda
39 Medrano. The total amount paid for attorney fees relating to
40 this claim may not exceed \$885,000, the total amount paid for

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 6511 (2022)

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41 | lobbying fees may not exceed \$221,250, and the total amount paid
42 | for costs or other similar expenses may not exceed \$4,030.89.