

By Senator Rodriguez

40-00682-26

20261208

A bill to be entitled

An act relating to sovereign immunity of county constitutional officers in tort actions; amending s. 768.28, F.S.; expanding the definition of the term "state agencies or subdivisions" to include county constitutional officers for purposes of provisions relating to the waiver of sovereign immunity in tort actions; providing an effective date.

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

Section 1. Subsection (2) of section 768.28, Florida Statutes, is amended to read:

768.28 Waiver of sovereign immunity in tort actions; recovery limits; civil liability for damages caused during a riot; limitation on attorney fees; statute of limitations; exclusions; indemnification; risk management programs.—

(2) As used in this act, "state agencies or subdivisions" include the executive departments, the Legislature, the judicial branch (including public defenders), county constitutional officers, and the independent establishments of the state, including state university boards of trustees; counties and municipalities; and corporations primarily acting as instrumentalities or agencies of the state, counties, or municipalities, including the Florida Space Authority.

Section 2. This act shall take effect July 1, 2026.