Committee on Claims

Wednesday

March 8, 2006

10:00 A.M.

28 House Office Building

ACTION PACKET

Allan G. Bense
Speaker

John Quinones
Chair

COMMITTEE MEETING REPORT

Claims Committee

3/8/2006 10:00:00AM

Location: 28 HOB

Attendance:

	Present	*Absent*	*Excused*
John Quinones (Chair)	X		
Phillip Brutus	X		
Charles Dean	X		
Dorothy Hukill	X		
Priscilla Taylor	X		
Totals:	**5**	**0**	**0**

Committee meeting was reported out: Wednesday, March 08, 2006 11:17:27AM

Committee Meeting Notice

HOUSE OF REPRESENTATIVES

Speaker Allan G. Bense

Claims Committee

Start Date and Time:	Wednesday, March 08, 2006 10:00 am
End Date and Time:	Wednesday, March 08, 2006 12:00 pm
Location:	28 HOB
Duration:	2.00 hrs

Consideration of the following bill(s):

HB 799 Relief of Norka Laureiro by Miami-Dade County by Bullard
HB 845 Relief of Verlin C. Weaver by the City of Fernandina Beach by Mahon
HB 853 Relief of Adam Susser by the North Broward Hospital District by Negron
HB 863 Relief of Anthony John Angelillo by Miami-Dade County by Kottkamp
HB 877 Relief of Sharon Jurgrau and Megan Jurgrau by the South Broward Hospital District by Seiler
HB 1075 Relief of Ashraf Kamel and Marguerite Dimitri by the Palm Beach County School Board by Seiler

NOTICE FINALIZED on 03/06/2006 09:00 by WATSON.LOIS

COMMITTEE MEETING REPORT

Claims Committee

3/8/2006 10:00:00AM

Location: 28 HOB

HB 799 : Relief of Norka Laureiro by Miami-Dade County

[X] *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Phillip Brutus	X				
Charles Dean	X				
Dorothy Hukill	X				
Priscilla Taylor	X				
John Quinones (Chair)	X				
	Total Yeas: 5	**Total Nays: 0**			

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1 A bill to be entitled
2 An act for the relief of Norka Laureiro by Miami-Dade
3 County; authorizing and directing Miami-Dade County to
4 compensate Norka Laureiro for injuries sustained as a
5 result of a collision caused by a Miami-Dade County bus;
6 providing an effective date.
7
8 WHEREAS, on March 25, 1998, Norka Laureiro was transporting
9 children in a private school van when she approached an
10 intersection, and
11 WHEREAS, a Miami-Dade County bus ran a stop sign at the
12 intersection and collided with Ms. Laureiro's van, which caused
13 serious injuries to Ms. Laureiro and several children, and
14 WHEREAS, the driver of the Miami-Dade County bus had a
15 significant history of driving citations and safety violations,
16 and
17 WHEREAS, as a result of the collision, Ms. Laureiro
18 suffered a crushing blow to her head which caused bone and nerve
19 damage and she underwent reconstructive surgery, and
20 WHEREAS, as a result of the collision, Ms. Laureiro has
21 permanent numbness on the right side of her face due to damaged
22 cranial nerves, and
23 WHEREAS, Ms. Laureiro also suffered permanent injury to her
24 Achilles tendon, several fractures to her right leg, and a
25 subtalar joint dislocation to her right foot which required two
26 major orthopedic surgeries, and
27 WHEREAS, because of the extent of the break to and
28 fragmentation of the bone in her foot, surgery could not achieve

29 complete alignment, and
30 WHEREAS, due to the resulting extensive arthritis and
31 progressive nature of her injury, Ms. Laureiro is unable to use
32 her foot normally, will need additional surgeries in the future,
33 experiences swelling of the foot, is in constant pain, and, as a
34 result, limps when she walks, which causes additional pain in
35 her hips, back, and legs, and
36 WHEREAS, since the accident, Ms. Laureiro has been under
37 the care of a neurologist for the nerve damage to her foot, leg,
38 and face and has also been on antidepressants since the
39 collision, and
40 WHEREAS, before the accident, Ms. Laureiro owned her own
41 business that involved driving children to and from school 5
42 days a week, but due to the nature of her foot injury, she is
43 unable to continue her driving business and has not worked since
44 the accident, and
45 WHEREAS, on September 3, 2003, a jury from the Miami-Dade
46 County Circuit Court returned a verdict in favor of Norka
47 Laureiro in the sum of $1,550,685.38 and $50,000 in favor of
48 Norka Laureiro's husband, Fredy Laureiro, for his loss of
49 consortium, and
50 WHEREAS, Defendant Miami-Dade County appealed the verdict
51 to the Third District Court of Appeal, and while the appeal was
52 pending, the parties resubmitted the case to mediation and
53 reached a settlement of $1 million, and
54 WHEREAS, on March 29, 2005, the Circuit Court of the
55 Eleventh Judicial Circuit issued a final consent judgment
56 against Miami-Dade County in favor of Norka Laureiro in the sum

57 of $1 million, NOW, THEREFORE,
58
59 Be It Enacted by the Legislature of the State of Florida:
60
61 Section 1. The facts stated in the preamble to this act
62 are found and declared to be true.
63 Section 2. Miami-Dade County is authorized and directed to
64 appropriate from funds of the county not otherwise appropriated
65 and to draw a warrant payable to Norka Laureiro in the amount of
66 $1 million for injuries and damages sustained due to the
67 negligence of Miami-Dade County.
68 Section 3. This act shall take effect upon becoming a law.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Adopted

Amendment No. (for drafter's use only)

Bill No. 799

COUNCIL/COMMITTEE ACTION

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

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1 Council/Committee hearing bill: Claims
2 Representative(s) Bullard offered the following:
3
4 **Amendment**
5 Remove line(s) 57-66 and insert:
6 Of $1 million, and
7 WHEREAS, $900 has already been paid pursuant to the limits
8 of liability set forth in section 768.28, Florida Statutes, NOW
9 THEREFORE,
10 Be It Enacted by the Legislature of the State of Florida:
11 Section 1. The facts stated in the preamble to this act
12 are found and declared to be true.
13 Section 2. Miami-Dade County is authorized and directed to
14 appropriate from funds of the county not otherwise appropriated
15 and to draw a warrant payable to Norka Laureiro in the amount of
16 $999,100 for injuries and damages she sustained due to the

COMMITTEE MEETING REPORT

Claims Committee

3/8/2006 10:00:00AM

Location: 28 HOB

HB 845 : Relief of Verlin C. Weaver by the City of Fernandina Beach

X *Favorable With Committee Substitute*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Phillip Brutus	X				
Charles Dean	X				
Dorothy Hukill	X				
Priscilla Taylor			X		
John Quinones (Chair)	X				
	Total Yeas: 4	**Total Nays: 0**			

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Adopted

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. (for drafter's use only)

Bill No. **845**

COUNCIL/COMMITTEE ACTION

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

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1 Council/Committee hearing bill: Claims

2 Representative(s) Mahon offered the following:

3

4 **Amendment**

5 On line 54, remove "2005" and insert: 2006

6 On line 56, remove "2006" and insert: 2007

COMMITTEE MEETING REPORT

Claims Committee

3/8/2006 10:00:00AM

Location: 28 HOB

HB 853 : Relief of Adam Susser by the North Broward Hospital District

X *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Phillip Brutus	X				
Charles Dean	X				
Dorothy Hukill	X				
Priscilla Taylor			X		
John Quinones (Chair)	X				
	Total Yeas: 4	**Total Nays: 0**			

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COMMITTEE MEETING REPORT

Claims Committee

3/8/2006 10:00:00AM

Location: 28 HOB

HB 863 : Relief of Anthony John Angelillo by Miami-Dade County

X *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Phillip Brutus	X				
Charles Dean	X				
Dorothy Hukill	X				
Priscilla Taylor			X		
John Quinones (Chair)	X				
	Total Yeas: 4	**Total Nays: 0**			

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COMMITTEE MEETING REPORT

Claims Committee

3/8/2006 10:00:00AM

Location: 28 HOB

HB 877 : Relief of Sharon Jurgrau and Megan Jurgrau by the South Broward Hospital District

X *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Phillip Brutus	X				
Charles Dean	X				
Dorothy Hukill	X				
Priscilla Taylor	X				
John Quinones (Chair)	X				
	Total Yeas: 5	**Total Nays: 0**			

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Location: 28 HOB

HB 1075 : Relief of Ashraf Kamel and Marguerite Dimitri by the Palm Beach County School Board

X *Favorable*

	Yea	*Nay*	*No Vote*	*Absentee Yea*	*Absentee Nay*
Phillip Brutus	X				
Charles Dean	X				
Dorothy Hukill	X				
Priscilla Taylor	X				
John Quinones (Chair)	X				
	Total Yeas: 5	**Total Nays: 0**			

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Claims Committee

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Location: 28 HOB

Summary:

Claims Committee

Wednesday March 08, 2006 10:00 am

HB 799	Favorable With Committee Substitute	Yeas: 5	Nays: 0
HB 845	Favorable With Committee Substitute	Yeas: 4	Nays: 0
HB 853	Favorable	Yeas: 4	Nays: 0
HB 863	Favorable	Yeas: 4	Nays: 0
HB 877	Favorable	Yeas: 5	Nays: 0
HB 1075	Favorable	Yeas: 5	Nays: 0

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