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Est. 1996

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Sent via email only

PRM Board Members (GHT and P&C Pools)

Re: **Legal Update- Urgent Update, and Request of PRM Membership, Regarding Florida Legislation Concerning Increasing Sovereign Immunity Cap Limits.**

Dear Members,

Please allow this email to serve as a renewed request that our Members continue to actively oppose the current legislative attempts in both the Florida Senate and House of Representatives to increase, or in the case of one Bill to completely eliminate, the sovereign immunity tort cap limits of Florida Statute § 768.28(5).

Since our initial legal updates of February 18, 2022 and February 24, 2022, there has again been another flurry of lobbying attempts and Bills in the current 2023 legislative session that have proposed amendments to sect. 768.28(5) as set forth in Senate Bill 604 and House Bill 401. Currently, the latest iteration of Senate Bill 604 proposes an increased sovereign immunity tort cap limit would increase the cap limits from \$200,000 per person/\$300,000 per occurrence to \$400,000 per person/\$600,000 per occurrence.

House Bill 401, as of today however, is still seeking a complete elimination of the entire sovereign immunity cap.

As indicated above, these Bills are currently being negotiated and amended on an almost daily basis. However, PRM's Broker representative, Hasib Bangloria, has just advised PRM that if Senate Bill 604 is passed, it will result in increased premiums of no less than 15% to as much as 40% or even 50% premium increases, and that if the sovereign immunity cap elimination

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envisioned by House Bill 401 is passed, it will result in premium increases of no less than 30% and as much as 100% or greater premium increases.

Therefore, ***we again strongly recommend that if you have not yet reached out to your respective Senators or House Representatives, please do so immediately to advise them of the detrimental impact these bills will have on your respective local governmental entity, and that you would request that they oppose any increase over the current sovereign immunity cap limits currently in place.*** In addition, we also recommend that if you have not already sent out PRM's sample letter to your Senators and Representatives recently in response to these pending Bills, that you do so now.

Thank you for your urgent attention to this matter. We will attempt to keep you apprised of any significant changes or outcomes regarding these bills as the legislative session comes to a close. Should you have any questions, please do not hesitate to contact me. Thank you, and I remain,

Very truly yours



DONOVAN A. ROPER

DAR/lb

cc: Robbie Chartier, PRM
Tia O'Neil, PRM
Brian Holobicky, PRM
Steve Gailbreath, PRM
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