

HB 651

2021

1 A bill to be entitled  
2 An act relating to recovery of damages in claims for  
3 medical negligence; amending s. 768.21, F.S.;  
4 authorizing parents of an adult child to recover  
5 damages for mental pain and suffering in a medical  
6 negligence suit; providing an effective date.

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

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10 Section 1. Subsection (8) of section 768.21, Florida  
11 Statutes, is amended to read:

12 768.21 Damages.—All potential beneficiaries of a recovery  
13 for wrongful death, including the decedent's estate, shall be  
14 identified in the complaint, and their relationships to the  
15 decedent shall be alleged. Damages may be awarded as follows:

16 (8) The damages specified in subsection (3) shall not be  
17 recoverable by adult children and ~~the damages specified in~~  
18 ~~subsection (4) shall not be recoverable by parents of an adult~~  
19 ~~child~~ with respect to claims for medical negligence as defined  
20 by s. 766.106(1).

21 Section 2. This act shall take effect July 1, 2021.