A bill to be entitled

An act relating to medical negligence claims; creating
s. 766.1091, F.S.; authorizing a health care provider
or health care clinic and a patient or prospective
patient to agree to submit a claim of medical
negligence to arbitration; requiring that the
arbitration agreement be governed by ch. 682, F.S.;
authorizing the arbitration agreement to contain a
provision that limits an award of damages; providing
an effective date.

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

Section 1. Section 766.1091, Florida Statutes, is created
to read:

766.1091 Voluntary binding arbitration; damages.—A health
care provider licensed pursuant to chapter 458, chapter 459, or
chapter 466; an entity owned in whole or in part by a health
care provider licensed pursuant to chapter 458, chapter 459, or
chapter 466; or a health care clinic licensed pursuant to part X
of chapter 400 and a patient or prospective patient may agree in
writing to submit to arbitration any claim for medical
negligence that may currently exist or accrue in the future
which would otherwise be brought pursuant to the provisions of
this chapter. An arbitration agreement entered into pursuant to
this section shall be governed by the provisions of chapter 682
and may contain a provision that limits the available damages in
an arbitration award.

Section 2. This act shall take effect July 1, 2013.