



273472

LEGISLATIVE ACTION

Senate

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House

Senator Berman moved the following:

Senate Amendment

Delete lines 212 - 220

and insert:

includes evidence tending to demonstrate whether the defendant made such a good faith effort and evidence tending to demonstrate that the plaintiff's damages, injury, or death was caused by the defendant's acts or omissions.

b. Considering all evidence submitted at this stage, if the court determines that the defendant made such a good faith effort, and the defendant's acts or omissions were reasonable,



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12 given the circumstances, the defendant is immune from civil
13 liability. If more than one source or set of standards or
14 guidance was authoritative or controlling at the time the cause
15 of action accrued, the defendant's good faith effort to
16 substantially comply with any one of those sources or sets of
17 standards or guidance is admissible.