

CHAPTER 2012-268

House Bill No. 7131

An act for the relief of Irving Hoffman and Marjorie Weiss, parents of Rachel Hoffman, deceased, individually and as co-personal representatives of the Estate of Rachel Hoffman, by the City of Tallahassee; providing an appropriation to compensate them for the wrongful death of their daughter, Rachel Hoffman, who was murdered while serving as a confidential informant for the Tallahassee Police Department; providing a limitation on the payment of fees and costs; providing an effective date.

WHEREAS, Rachel Hoffman served as a confidential informant for the Tallahassee Police Department in May 2008, and

WHEREAS, Rachel Hoffman was murdered by Andrea Green and Daneilo Bradshaw during a drug sting operation, and

WHEREAS, Andrea Green and Daneilo Bradshaw are both serving life sentences for the murder of Rachel Hoffman, and

WHEREAS, the City of Tallahassee recognizes that it must always be accountable for its conduct, acknowledges that mistakes were made and policies were violated in this case, and the life of Rachel Hoffman was tragically lost, and

WHEREAS, the City of Tallahassee expresses its deepest sorrow for the loss of Rachel Hoffman, and

WHEREAS, the City of Tallahassee offers its most sincere condolences to the parents of Rachel Hoffman, Marjorie Weiss and Irving Hoffman, and

WHEREAS, the City of Tallahassee has agreed to pay Irving Hoffman and Marjorie Weiss a total of \$2,600,000, and

WHEREAS, the City of Tallahassee has already paid a total of \$200,000 to Irving Hoffman and Marjorie Weiss, NOW, THEREFORE,

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

Section 1. The facts stated in the preamble to this act are found and declared to be true.

Section 2. The City of Tallahassee is authorized and directed to appropriate from funds of the city not otherwise encumbered and to draw a warrant in the sum of \$2,400,000, payable to Irving Hoffman and Marjorie Weiss, as compensation for injuries and damages sustained due to the murder of their daughter, Rachel Hoffman.

Section 3. The amount awarded under this act is intended to provide the sole compensation for all present and future claims arising out of the factual situation described in this act which resulted in the death of Rachel Hoffman. The total amount paid for attorney fees, lobbying fees, costs, and other similar expenses relating to this claim may not exceed 15 percent of the first \$1,000,000 awarded under this act, 10 percent of the second \$1,000,000 awarded under this act, and 5 percent of the remainder awarded under this act, for a total of \$270,000. However, taxable costs, which may not include attorney fees and lobbying fees, related to the underlying civil action may be collected in addition to the \$270,000.

Section 4. This act shall take effect upon becoming a law.

Approved by the Governor March 29, 2012.

Filed in Office Secretary of State March 29, 2012.