

## CHAPTER 2016-268

### Committee Substitute for House Bill No. 3517

An act for the relief of Rafael Zaldivar and Kyoko Zaldivar, parents of Alex Zaldivar, deceased, individually and as co-personal representatives of the Estate of Alex Zaldivar, and Brienna Campos and Remington Campos by Orange County; providing for an appropriation to compensate Rafael Zaldivar and Kyoko Zaldivar for the death of Alex Zaldivar and to compensate Brienna Campos and Remington Campos for the injuries and damages they sustained as a result of the negligence of Orange County; providing a limitation on the payment of fees and costs; providing an effective date.

WHEREAS, on September 10, 2012, Alex Zaldivar, deceased, Brienna Campos, and Remington Campos were attacked and shot during a home invasion robbery perpetrated by Bessman Okafor, who was being monitored by Orange County Corrections Department's Community Corrections Division, and

WHEREAS, the Estate of Alex Zaldivar and Brienna Campos and Remington Campos have alleged that the negligence of Orange County was the proximate cause of the death of Alex Zaldivar and the injuries sustained by Brienna Campos and Remington Campos, and

WHEREAS, Rafael Zaldivar and Kyoko Zaldivar, as parents of Alex Zaldivar, and Brienna Campos and Remington Campos have suffered extreme mental anguish and undergone great suffering as a result of the events of September 10, 2012, and

WHEREAS, Orange County and the Estate of Alex Zaldivar have agreed to settle the Estate's claim for \$300,000; Orange County and Brienna Campos have agreed to settle her claim for \$200,000; and Orange County and Remington Campos have agreed to settle his claim for \$200,000, and

WHEREAS, pursuant to the settlement agreements, Orange County has paid \$100,000 to each of the claimants, leaving an unpaid balance of \$200,000 for the Estate of Alex Zaldivar and \$100,000 each for Brienna Campos and Remington Campos, and

WHEREAS, the respective claims of the Estate of Alex Zaldivar, Brienna Campos, and Remington Campos will be fully satisfied upon payment by Orange County to the Estate of Alex Zaldivar in the amount \$200,000, to Brienna Campos in the amount of \$100,000, and to Remington Campos in the amount of \$100,000 with the passage of a claim bill to pay the remaining balances, 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. Orange County is authorized and directed to appropriate from funds of the county not otherwise appropriated and to draw a warrant in the sum of \$200,000 payable to the Estate of Alex Zaldivar, as compensation for injuries and damages sustained by Rafael Zaldivar and Kyoko Zaldivar, as parents of Alex Zaldivar, deceased; a warrant in the sum of \$100,000 payable to Brienna Campos as compensation for the injuries and damages sustained by the claimant, and a warrant in the sum of \$100,000 payable to Remington Campos as compensation for the injuries and damages sustained by the claimant.

Section 3. The amount paid by Orange County pursuant to s. 768.28, Florida Statutes, and the amount awarded under this act are intended to provide the sole compensation for all present and future claims arising out of the factual situation described in the preamble to this act which resulted in the death of Alex Zaldivar and the injuries to Brienna Campos and Remington Campos. The total amount paid for attorney fees, lobbying fees, costs, and similar expenses relating to this claim may not exceed 25 percent of the total amount awarded under this act.

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

Approved by the Governor March 25, 2016.

Filed in Office Secretary of State March 25, 2016.