

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Boyd offered the following:

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3 **Amendment**

4 Remove lines 247-272 and insert:

5 except as provided in paragraph (b) and subsections (10) and
6 (15) and except that any attorney fees recovered are limited to
7 the lesser of the actual fee incurred based upon a rate for
8 attorney services not to exceed \$200 per billable hour or:

9 1. For any disputed amount of less than \$500, 15 times any
10 disputed amount recovered by the attorney under ss. 627.730-
11 627.7405, limited to a total of \$5,000.

12 2. For any disputed amount of \$500 or more and less than
13 \$5,000, 10 times any disputed amount recovered by the attorney
14 under ss. 627.730-627.7405, limited to a total of \$10,000.

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15 3. For any disputed amount of \$5,000 or more and up to
16 \$10,000, 5 times any disputed amount recovered by the attorney
17 under ss. 627.730-627.7405, limited to a total of \$15,000.

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19 Fees incurred in litigating or quantifying the amount of fees
20 due to the prevailing party under ss. 627.730-627.7405 are not
21 recoverable.

22 (b) Notwithstanding s. 627.428, the attorney fees
23 recovered under ss. 627.730-627.7405 shall be calculated without
24 regard to any contingency risk multiplier.

25 (c) This subsection does not limit the attorney fees an

26
27 Remove lines 1390-1414 and insert:
28 as provided in paragraph (b) and subsections (9) and (13) and
29 except that any attorney fees recovered are limited to the
30 lesser of the actual fee incurred based upon a rate for attorney
31 services not to exceed \$200 per billable hour or:

32 1. For any disputed amount of less than \$500, 15 times any
33 disputed amount recovered by the attorney under ss. 627.748-
34 627.7491, not to exceed \$5,000.

35 2. For any disputed amount of \$500 or more and less than
36 \$5,000, 10 times any disputed amount recovered by the attorney
37 under ss. 627.748-627.7491, not to exceed \$10,000.

38 3. For any disputed amount of \$5,000 or more and up to
39 \$10,000, 5 times any disputed amount recovered by the attorney
40 under ss. 627.748-627.7491, not to exceed \$15,000.

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42 Fees incurred in litigating or quantifying the amount of fees
43 due to the prevailing party under ss. 627.748-627.7491 are not
44 recoverable.

45 (b) Notwithstanding s. 627.428, the attorney fees
46 recovered under ss. 627.748-627.7491 shall be calculated without
47 regard to any contingency risk multiplier.

48 (c) Nothing in this subsection limits the attorney fees an