Senator Richter moved the following:

**Senate Amendment (with title amendment)**

Delete lines 1235 - 1240 and insert:

(8) APPLICABILITY OF PROVISION REGULATING ATTORNEY ATTORNEY’S FEES.—With respect to any dispute under the provisions of ss. 627.730-627.7405 between the insured and the insurer, or between an assignee of an insured’s rights and the insurer, the provisions of ss. 627.428 and 768.79 shall apply, except as provided in subsections (10) and (15), and except that any attorney fees recovered must:

(a) Comply with prevailing professional standards;

(b) Appropriately discount the attorney fees for work
performed, or capable of being performed, by a paralegal or legal assistant;

(c) Not overstate or inflate the number of hours reasonably necessary for a case of comparable skill or complexity; and

(d) Be commensurate, and reasonably related to, the amount recovered by the claimant.

Upon request by either party, a judge must make written findings, substantiated by evidence presented at trial or any hearings associated therewith, that any award of attorney fees complies with this subsection. Notwithstanding s. 627.428, the attorney fees recovered under ss. 627.730-627.405 must be calculated without regard to a contingency risk multiplier.

---------------- TITLE AMENDMENT ----------------
And the title is amended as follows:

Between lines 75 and 76
insert:

providing criteria for the award of attorney fees;
prohibiting the use of a contingency risk multiplier;