

By Senator Bradley

7-01133-16

20161086\_\_

1 A bill to be entitled

2 An act relating to prejudgment interest; creating s.  
3 55.035, F.S.; requiring a court to include interest on  
4 economic damages, attorney fees, and costs in the  
5 final judgment of a negligence action as a result of a  
6 personal injury; specifying the date from which  
7 interest accrues; providing applicability; providing  
8 an effective date.

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

11  
12 Section 1. Section 55.035, Florida Statutes, is created to  
13 read:

14 55.035 Prejudgment interest.—In a negligence action in  
15 which a plaintiff recovers economic damages as the result of a  
16 personal injury, the court shall include in the final judgment  
17 interest on each component of economic damages. Such interest  
18 accrues from the date of the loss of an economic benefit or  
19 payment made by the plaintiff. If the plaintiff recovers  
20 attorney fees, the court shall include in the final judgment  
21 interest on such fees beginning on the first day of the month  
22 immediately following the month in which the attorney provided  
23 services to the plaintiff. If the plaintiff recovers costs, the  
24 court shall include in the final judgment interest on such costs  
25 beginning on the first day of the month immediately following  
26 the month in which costs were paid. The rate of interest  
27 applicable to this section is the rate established pursuant to  
28 s. 55.03.

29 Section 2. This act applies to all actions pending on July  
30 1, 2016, and to any action initiated on or after that date.

31 Section 3. This act shall take effect July 1, 2016.