

Bill No. CS for SB 1720

Amendment No.

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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Senator Forman moved the following amendment:

Senate Amendment (with title amendment)

On page 4, between lines 9 and 10,

insert:

Section 3. Section 60.08, Florida Statutes, is created to read:

60.08 Injunctions sought by the Attorney General, statewide prosecutor, or any state attorney shall issue without bond.--Notwithstanding any other provision of law, any injunction sought by the Attorney General, the statewide prosecutor or any state attorney shall issue without bond or surety and no bond or surety shall be required during the term of the injunction. In any such injunctive actions, on dissolution, the court may award to a person reasonable attorney fees and costs or damages resulting from the injunction only if the court finds that there was a complete absence of a justiciable issue of either law or fact raised by the Attorney General, the statewide prosecutor, or the state attorney, or if the court finds bad faith on the part of the

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1 Attorney General, statewide prosecutor, or the state attorney.

2 Section 4. If any provision of this act or the
3 application thereof to any person or circumstance is held
4 invalid, the invalidity does not affect other provisions or
5 applications of the act which can be given effect without the
6 invalid provision or application, and to this end the
7 provisions of this act are declared severable.

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9 (Redesignate subsequent sections.)

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12 ===== T I T L E A M E N D M E N T =====

13 And the title is amended as follows:

14 On page 1, lines 2 through 9, delete those lines

15

16 and insert:

17 An act relating to legal proceedings; creating
18 s. 768.733, F.S.; prescribing the amount of
19 bond or equivalent surety required to stay the
20 execution of punitive-damages judgments in
21 class-action suits, pending appellate review;
22 providing for application of the act to certain
23 pending cases; creating s. 60.08, F.s.;
24 providing for injunctions without bond;
25 providing for attorney's fees; providing for
26 severability; providing an effective date.

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