

Bill No. CS for SB 1188

Amendment No. Barcode 103948

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

Senate Amendment

On page 59, lines 6-16, delete those lines

and insert: on a reasonable hourly rate, in those cases set forth in s. 440.34(3)(a) and (b), if, in her or his judgment, the judge of compensation claims expressly finds that the attorney's fees based on benefits secured fails to fairly compensate the attorney and that the circumstances of the particular case warrant such action. Such fees shall be allowed for any petition for benefits that were ripe, due, and owing and should have been raised in such petition under this paragraph. Any fees are waived on any other benefits which were not raised and which were ripe, due, and owing at the time the issues are resolved. In those cases set forth in s. 440.34(3)(c), the judge of compensation claims may approve an attorney's fee, based on a reasonable hourly rate, if the judge of compensation claims expressly finds that the attorney's fee, based on benefits secured, fails to fairly compensate the attorney and that the circumstances of the

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1 particular case warrant such action.
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