

Amendment No. 01 (for drafter's use only)

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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ORIGINAL STAMP BELOW

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The Committee on Judicial Oversight offered the following:

Amendment (with title amendment)

On page 1, line 10 through page 4, line 12,
remove: all of said lines

and insert:

Section 1. Subparagraph 5. of paragraph (b) of
subsection (5) of section 61.075, Florida Statutes, is added
to read:

(5) As used in this section:

(b) "Nonmarital assets and liabilities" include:

5. Any liability incurred by forgery or unauthorized
signature of one spouse signing the name of the other spouse.
Any such liability shall be a nonmarital liability only of the
party having committed the forgery or having affixed the
unauthorized signature. In determining an award of attorney's
fees and costs pursuant to s. 61.16, the court may consider
forgery or unauthorized signatures by a party; and may make a
separate award for attorney's fees and costs occasioned by the
forgery or unauthorized signature. This provision shall not

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1 apply to any forged or unauthorized signature that was
2 subsequently ratified by the other spouse.

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

6 And the title is amended as follows:

7 On page 1, lines 4-7,

8 remove: all of said lines

9

10 and insert:

11 61.075, F.S.; providing that a liability
12 incurred by forgery or unauthorized signature
13 is a non-marital liability; providing for
14 attorney's fees; providing an exception;

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