

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative(s) Kottkamp offered the following:

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3 **Amendment (with title amendments)**

4 Between lines 2090 and 2091, insert:

5 Section 34. Section 59.061, Florida Statutes, is created
6 to read:

7 59.061 Legislative intent; appeal from nonfinal orders
8 based on claims or defenses arising under free speech or free
9 press clause of the First Amendment, s. 4, Art. I of the State
10 Constitution, or chapter 770.--It is the intent of the
11 Legislature that a party has the right to appeal to the district
12 courts of appeal a nonfinal order denying a motion for summary
13 judgment based upon a claim against or defense by a party whose
14 communication appears in or is published by the electronic or
15 print media, or a member of the electronic or print media,

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16 | acting in such capacity, arising under the free speech or free
17 | press clause of the First Amendment to the United States
18 | Constitution, s. 1, Art. I, of the State Constitution, or
19 | chapter 770. Such summary judgment orders that may be appealed
20 | include, but are not limited to, orders addressing free speech
21 | or free press claims or defenses in actions for libel or
22 | slander, invasion of privacy, or any other tort founded upon a
23 | publication or broadcast.

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26 | ===== T I T L E A M E N D M E N T =====

27 | Between lines 209 and 210, insert:
28 | creating s. 59.061, F.S.; relating to appeals of claims or
29 | defenses arising under free speech or free press clause of
30 | constitutions; providing legislative intent; specifying a right
31 | to appeal certain summary judgment orders;