

Bill No. CS for SB 2564

Barcode 240980

CHAMBER ACTION

Senate

House

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Senator Smith moved the following **substitute for amendment**
(395416):

Senate Amendment (with title amendment)

On page 2, lines 1 through 15, delete those lines

and insert:

(2) Notwithstanding any law to the contrary, in order to maintain a class action seeking monetary relief, the class must allege and prove actual or statutory damages. In any such class action, the monetary recovery shall be limited to the amount of actual, statutory, and punitive damages. Nothing in this section shall be construed to limit or restrict the ability of the Attorney General to bring a class action for the recovery of statutory penalties, if otherwise authorized by law. However, class action claimants may seek to obtain, if appropriate, nonmonetary relief, including injunctive relief and orders, declaratory relief and orders or judgments enjoining wrongful conduct, or equitable relief, regardless of whether the class action claimants can prove any actual monetary damages. Nothing in this section shall be construed

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1 to in any way limit or restrict the availability of such
2 nonmonetary relief.

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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 7-10, delete those lines

8

9 and insert:

10 and limitations for monetary relief; providing
11 requirements for allegations and proof;

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