



304326

CHAMBER ACTION

Senate

House

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Floor: 3/AD/3R  
4/16/2008 10:33 AM

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1 Senator Peaden moved the following **amendment**:

2  
3 **Senate Amendment (with title amendment)**

4 Delete line(s) 218-235

5 and insert:

6 (d) The party appealing a final order that grants a general  
7 hospital certificate of need shall pay the appellee's attorney's  
8 fees and costs, in an amount up to \$1 million, from the beginning  
9 of the original administrative action if the appealing party  
10 loses the appeal, subject to the following limitations and  
11 requirements:

12 1. The party appealing a final order must post a bond in  
13 the amount of \$1 million in order to maintain the appeal.

14 2. Except as provided under s. 120.595(5), in no event  
15 shall the agency be held liable for any other party's attorney's  
16 fees or costs.



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

19 | And the title is amended as follows:

20 |       Delete line(s) 26-28

21 | and insert:

22 |       costs subject to certain requirements; repealing s.

23 |       408.040(3), F.S.;