



956600

LEGISLATIVE ACTION

Senate	.	House
Comm: FAV	.	
03/25/2009	.	
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The Committee on Banking and Insurance (Fasano) recommended the following:

Senate Amendment

Delete lines 795 - 801
and insert:

(4) Any person who meets all of the conditions in subsection (2) may apply to the office for payment from the trust fund equal to the unsatisfied portion of that person's judgment or \$50,000, whichever is less, but only to the extent that the amount reflected in the judgment is for actual or compensatory damages, plus any attorney's fees and costs awarded by the trial court which have been determined by the court, and



956600

12 the documented costs associated with attempting to collect the
13 judgment. Actual or compensatory damages may not include
14 postjudgment interest. Attorney's fees may not exceed \$5,000 or
15 20 percent of the actual or compensatory damages, whichever is
16 less. If actual or compensatory damages, plus attorney's fees
17 and costs, exceeds \$50,000, actual or compensatory damages must
18 be paid first. The cumulative payment for actual or compensatory
19 damages, plus attorney's fees and costs, may not exceed \$50,000
20 as described in this section.
21