



266818

LEGISLATIVE ACTION

Senate	.	House
Comm: RS	.	
03/29/2017	.	
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	.	
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The Committee on Rules (Lee) recommended the following:

Senate Amendment (with title amendment)

Delete everything after the enacting clause
and insert:

Section 1. Section 55.035, Florida Statutes, is created to
read:

55.035 Prejudgment interest.—In any action in which a
plaintiff recovers noneconomic damages, a court may award
prejudgment interest upon a motion by the plaintiff if the court
finds that the award is warranted based on the nature of the
damages, the time elapsed between the date the defendant



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12 received written notice of the claim and the verdict or
13 judgment, and the conduct of the parties and counsel in
14 expeditiously resolving the case. The interest rate that applies
15 to prejudgment interest awarded under this section is the rate
16 established pursuant to s. 55.03.

17 Section 2. This act does not affect the accrual of
18 prejudgment interest before the effective date of the act if
19 otherwise authorized by statute or common law.

20 Section 3. This act shall take effect July 1, 2017, and
21 shall apply to causes of action that accrue on or after that
22 date.

23
24 ===== T I T L E A M E N D M E N T =====

25 And the title is amended as follows:

26 Delete everything before the enacting clause
27 and insert:

28 A bill to be entitled
29 An act relating to prejudgment interest; creating s.
30 55.035, F.S.; authorizing a court to award prejudgment
31 interest on noneconomic damages under certain
32 circumstances; specifying the rate at which interest
33 accrues; providing for construction and applicability;
34 providing an effective date.