



321706

LEGISLATIVE ACTION

Senate	.	House
Comm: RCS	.	
04/03/2019	.	
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The Committee on Judiciary (Stargel) recommended the following:

1           **Senate Substitute for Amendment (111000) (with title**  
2 **amendment)**

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4           Delete everything after the enacting clause  
5 and insert:

6           Section 1. Subsection (8) is added to section 57.105,  
7 Florida Statutes, to read:

8           57.105 Attorney's fee; sanctions for raising unsupported  
9 claims or defenses; exceptions; service of motions; damages for  
10 delay of litigation.—

11           (8) Attorney fees may not be awarded under this section in



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12 proceedings for an injunction for protection pursuant to s.  
13 784.046 or s. 784.0485, unless the court finds by clear and  
14 convincing evidence that the petitioner knowingly made a false  
15 statement or allegation in the petition in regard to a material  
16 matter as defined in s. 837.011(3).

17 Section 2. This act shall take effect July 1, 2019.

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19 ===== T I T L E A M E N D M E N T =====

20 And the title is amended as follows:

21 Delete everything before the enacting clause  
22 and insert:

23 A bill to be entitled  
24 An act relating to attorney fees; amending s. 57.105,  
25 F.S.; prohibiting the awarding of attorney fees for a  
26 violation of specified provisions; providing an  
27 exception; providing an effective date.