

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Robinson, F. offered the following:

2  
3 **Amendment**

4 Remove line 287 and insert:

5 rate; and that:

6 a. The insurer is responsible to pay the amount of  
7 reasonable and necessary attorney fees and costs incurred by the  
8 claimant to prepare and submit the presuit settlement demand;

9 b. The insurer must agree or disagree in writing with the  
10 reasonableness and necessity of the provided attorney fees and  
11 costs within 10 business days after receiving the presuit  
12 settlement demand; and

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13 c. Any dispute over the amount of reasonable and necessary  
14 attorney fees and costs to prepare and submit the presuit  
15 settlement demand may be resolved by mandatory binding  
16 arbitration, which must occur no later than 30 business days  
17 after the date the claimant's attorney receives the written  
18 dispute or on a later date agreed to by the parties. The  
19 prevailing party in such binding arbitration shall be fully  
20 reimbursed by the other party for all costs, including  
21 reasonable attorney fees, expert's or consultant's fees, and  
22 reasonable travel and lodging expenses, incurred by the  
23 prevailing party in its successful prosecution or defense of the  
24 dispute, including any appellate proceeding; and  
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