

2024702er

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2 An act relating to attorney fees and costs; creating  
3 s. 57.106, F.S.; defining the term "property rights";  
4 requiring courts to award reasonable attorney fees and  
5 costs to a prevailing defendant in certain civil  
6 actions under specified circumstances; providing an  
7 effective date.

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9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Section 57.106, Florida Statutes, is created to  
12 read:

13 57.106 Recovery of attorney fees and costs in certain  
14 disputes regarding property rights.—

15 (1) For the purposes of this section, the term "property  
16 rights" includes, but is not limited to, use rights, ingress and  
17 egress rights, and those rights incident to land bordering upon  
18 navigable waters as described in s. 253.141.

19 (2) In a civil action brought against the owner of a parcel  
20 of real property to resolve a dispute concerning property  
21 rights, the court must award reasonable attorney fees and costs  
22 to the prevailing defendant if the improvements made to the  
23 property by the defendant property owner were made in  
24 substantial compliance with, or in reliance on, environmental or  
25 regulatory approvals or permits issued by a political  
26 subdivision of the state or a state agency.

27 Section 2. This act shall take effect upon becoming a law.