

By the Committee on Judiciary; and Senator Perry

590-03697-19

2019768c1

1                   A bill to be entitled  
2           An act relating to attorney fees; amending s. 57.105,  
3           F.S.; prohibiting the awarding of attorney fees for a  
4           violation of specified provisions; providing an  
5           exception; providing an effective date.  
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7 Be It Enacted by the Legislature of the State of Florida:  
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9           Section 1. Subsection (8) is added to section 57.105,  
10 Florida Statutes, to read:

11           57.105 Attorney's fee; sanctions for raising unsupported  
12 claims or defenses; exceptions; service of motions; damages for  
13 delay of litigation.—

14           (8) Attorney fees may not be awarded under this section in  
15 proceedings for an injunction for protection pursuant to s.  
16 784.046 or s. 784.0485, unless the court finds by clear and  
17 convincing evidence that the petitioner knowingly made a false  
18 statement or allegation in the petition in regard to a material  
19 matter as defined in s. 837.011(3).

20           Section 2. Section 1. This act shall take effect July 1,  
21 2019.