



436900

LEGISLATIVE ACTION

Senate

House

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Floor: WD/2R

03/07/2012 01:39 PM

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Senator Thrasher moved the following:

**Senate Amendment (with title amendment)**

Between lines 426 and 427

insert:

Section 10. For purposes of clarification of Legislative intent, section 4 of chapter 2009-244, Laws of Florida, is amended to read:

Section 4. (1) This award, appropriated up to a grand total of \$9.5 million, is intended to provide the sole compensation for all present and future claims arising out of the factual situation described in this act which resulted in the injury to Jorge and Debbie Garcia-Bengochea and their adopted sons, Brian, Matthew, and James Garcia-Bengochea.



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14           (2) The total amount paid for attorney ~~attorney's~~ fees and  
15 lobbying fees are to be paid exclusively to the attorneys and  
16 lobbyists currently retained by the claimants and registered  
17 pursuant to s. 11.045, Florida Statutes, and no other attorneys  
18 and lobbyists. The total amount paid for attorney's fees,  
19 lobbying fees, costs, and other similar expenses relating to  
20 this claim may not exceed 25 percent of each annual payment  
21 awarded pursuant to this act. Further, no more than 25 percent  
22 of each annual payment may be used to pay attorney's fees,  
23 lobbying fees, costs, and other similar expenses relating to  
24 this claim.

25           Section 11. The provisions of section 10 of this act are  
26 remedial.

27  
28 ===== T I T L E   A M E N D M E N T =====

29 And the title is amended as follows:

30           Delete line 47

31 and insert:

32           on identifying and reporting child abuse and neglect;  
33           amending section 4 of chapter 2009-244, Laws of  
34           Florida, relating to the relief of Jorge and Debbie  
35           Garcia- Bengochea and their adoptive children, Brian,  
36           Matthew, and James, by the Department of Children and  
37           Family Services; clarifying legislative intent  
38           regarding the payment of fees to attorneys and  
39           lobbyists; providing that the changes are remedial;