1   A bill to be entitled
2   An act relating to civil remedies for terrorism;
3   creating s. 772.13, F.S.; creating a cause of action
4   relating to terrorism; specifying a measure of
5   damages; prohibiting claims by specified individuals;
6   providing for attorney fees and costs; providing an
7   effective date.
8
9   Be It Enacted by the Legislature of the State of Florida:
10
11   Section 1. Section 772.13, Florida Statutes, is created to
12   read:
13   772.13 Civil remedy for terrorism or facilitation or
14   furthering terrorism.-
15   (1) Any person who has been injured by an act of terrorism
16   as defined in s. 775.30 or a violation of any law for which the
17   penalty is increased pursuant to s. 775.31 for facilitating or
18   furthering terrorism shall have a cause of action for threefold
19   the actual damages sustained and, in any such action, is
20   entitled to minimum damages in the amount of $1,000, and
21   reasonable attorney fees and court costs in the trial and
22   appellate courts.
23   (2) A person injured by reason of his or her participation
24   in the same act or transaction that resulted in the act of
25   terrorism or resulted in the defendant's penalty increase
26   pursuant to s. 775.31 may not bring a claim under this section.

PCS for HB 3

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27   (3) The defendant shall be entitled to recover reasonable

28 attorney fees and court costs in the trial and appellate courts

29 upon a finding that the claimant raised a claim which was

30 without support in fact or law.

31   (4) In awarding attorney fees and costs under this section,

32 the court shall not consider the ability of the opposing party

33 to pay such fees and costs.

34   (5) Nothing under this section shall be interpreted as

35 limiting any right to recover attorney fees or costs provided

36 under other provisions of law.

37   Section 2. This act shall take effect July 1, 2016.

PCS for HB 3

CODING: Words stricken are deletions; words underlined are additions.

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