

The 2022 Florida Statutes (including 2022 Special Session A and 2023 Special Session B)

[Title XXXVI](#)

BUSINESS ORGANIZATIONS

[Chapter 607](#)

FLORIDA BUSINESS CORPORATION ACT

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607.0750 Direct action by shareholder.—

(1) Subject to subsection (2), a shareholder may maintain a direct action against another shareholder, an officer, a director, or the company, to enforce the shareholder's rights and otherwise protect the shareholder's interests, including rights and interests under the articles of incorporation, the bylaws or this chapter or arising independently of the shareholder relationship.

(2) A shareholder maintaining a direct action under this section must plead and prove either:

(a) An actual or threatened injury that is not solely the result of an injury suffered or threatened to be suffered by the corporation;
or

(b) An actual or threatened injury resulting from a violation of a separate statutory or contractual duty owed by the alleged wrongdoer to the shareholder, even if the injury is in whole or in part the same as the injury suffered or threatened to be suffered by the corporation.

History.—s. 82, ch. 2019-90; s. 19, ch. 2020-32.