

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	—	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

1 Committee/Subcommittee hearing bill: Finance & Tax Subcommittee
 2 Representative Stewart offered the following:

Amendment (with title amendment)

5 Remove everything after the enacting clause and insert:

6 Section 1. Subsection (5) of section 624.4094, Florida
 7 Statutes, is amended, and subsection (1) of that section is
 8 republished, to read:

9 624.4094 Bail bond premiums.—

10 (1) The Legislature finds that a significant portion of
 11 bail bond premiums is retained by the licensed bail bond agents
 12 or licensed managing general agents. For purposes of reporting
 13 in financial statements required to be filed with the office
 14 pursuant to s. 624.424, direct written premiums for bail bonds
 15 by a domestic insurer in this state shall be reported net of any
 16 amounts retained by licensed bail bond agents or licensed
 17 managing general agents. However, in no case shall the direct

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18 written premiums for bail bonds be less than 6.5 percent of the
19 total consideration received by the agent for all bail bonds
20 written by the agent. This subsection also applies to any
21 determination of compliance with s. 624.4095.

22 ~~(5) This section does not affect the reporting or payment~~
23 ~~of insurance premium taxes under ss. 624.509, 624.5091, and~~
24 ~~624.5092, and the insurance premium tax and related excise taxes~~
25 ~~shall continue to be calculated using gross bail bond premiums.~~

26 Section 2. Subsection (1) of section 624.509, Florida
27 Statutes, is amended to read:

28 624.509 Premium tax; rate and computation.—

29 (1) In addition to the license taxes provided for in this
30 chapter, each insurer shall also annually, and on or before
31 March 1 in each year, except as to wet marine and transportation
32 insurance taxed under s. 624.510, pay to the Department of
33 Revenue a tax on insurance premiums, premiums for title
34 insurance, or assessments, including membership fees and policy
35 fees and gross deposits received from subscribers to reciprocal
36 or interinsurance agreements, and on annuity premiums or
37 considerations, received during the preceding calendar year, the
38 amounts thereof to be determined as set forth in this section,
39 to wit:

40 (a) An amount equal to 1.75 percent of the gross amount of
41 such receipts on account of life and health insurance policies
42 covering persons resident in this state and on account of all
43 other types of policies and contracts (except annuity policies

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44 or contracts taxable under paragraph (b) and bail bond policies
45 or contracts taxable under paragraph (c) covering property,
46 subjects, or risks located, resident, or to be performed in this
47 state, omitting premiums on reinsurance accepted, and less
48 return premiums or assessments, but without deductions:

49 1. For reinsurance ceded to other insurers;

50 2. For moneys paid upon surrender of policies or
51 certificates for cash surrender value;

52 3. For discounts or refunds for direct or prompt payment
53 of premiums or assessments; and

54 4. On account of dividends of any nature or amount paid
55 and credited or allowed to holders of insurance policies;
56 certificates; or surety, indemnity, reciprocal, or
57 interinsurance contracts or agreements; and

58 (b) An amount equal to 1 percent of the gross receipts on
59 annuity policies or contracts paid by holders thereof in this
60 state.

61 (c) An amount equal to 1.75 percent of the direct written
62 premiums for bail bonds excluding any amounts retained by
63 licensed bail bond agents or licensed managing general agents.

64 Section 3. This act shall take effect on January 1, 2015.

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68 **T I T L E A M E N D M E N T**

69 Remove everything before the enacting clause and insert:

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70 A bill to be entitled
71 An act relating to bail bond premiums; amending s.
72 624.4094, F.S.; repealing a provision separating the
73 calculation of insurance premiums tax from financial
74 reporting for bail bond premiums; amending 624.509,
75 F.S.; specifying the amount of direct written premiums
76 for bail bonds for the purpose of calculation of
77 certain taxes; providing an effective date.