

Amendment No. 2

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

1 Committee/Subcommittee hearing bill: Regulatory Affairs  
 2 Committee  
 3 Representative Santiago offered the following:

**Amendment (with title amendment)**

Between lines 91 and 92, insert:

Section 3. Section 627.7289, Florida Statutes, is created  
 to read:

627.7289 Reimbursement from insurers; repair or  
replacement of motor vehicle glass.—A motor vehicle repair shop  
may not seek reimbursement from an insurance company for the  
repair or replacement of motor vehicle glass unless all of the  
following conditions are satisfied:

(1) The motor vehicle repair shop provides the following  
notice to the insured: "I UNDERSTAND I HAVE THE RIGHT TO CONSULT  
MY INSURANCE COMPANY OR AGENT BEFORE SIGNING THIS DOCUMENT. I  
UNDERSTAND THAT I HAVE A DUTY TO PROMPTLY NOTIFY MY INSURANCE

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18 COMPANY OF HOW, WHEN AND WHERE THE DAMAGE TO MY MOTOR VEHICLE  
19 GLASS HAPPENED AND SHOULD DO SO BEFORE SIGNING THIS DOCUMENT.  
20 MY INSURANCE COMPANY MAY PROVIDE ME WITH ALTERNATIVE OPTIONS FOR  
21 REPAIR OR REPLACEMENT. I ALSO UNDERSTAND I HAVE THE RIGHT TO  
22 CONTACT AND WORK DIRECTLY WITH MY INSURANCE COMPANY ON THE  
23 REPAIR OR REPLACEMENT OF MOTOR VEHICLE GLASS AND PAYMENT FOR  
24 SUCH. I UNDERSTAND IF THE COST OF THIS MOTOR VEHICLE GLASS  
25 REPAIR OR REPLACEMENT BY [INSERT NAME OF MOTOR VEHICLE REPAIR  
26 SHOP] IS NOT FULLY PAID BY MY INSURANCE COMPANY OR IS NOT  
27 COVERED BY MY INSURANCE POLICY, I MAY BE PERSONALLY RESPONSIBLE  
28 FOR PAYMENT TO [ INSERT NAME OF MOTOR VEHICLE REPAIR SHOP] FOR  
29 ANY UNPAID COSTS UNDER THE CONTRACT.";

30 (2) The notice is in at least 16 point boldface type,  
31 whether in paper or electronic form;

32 (3) The motor vehicle repair shop provides to the insured,  
33 prior to commencing the repair or replacement, the notice  
34 required by this section and a detailed repair invoice, which  
35 meets the requirements of s. 559.911;

36 (4) The notice required by this section visibly appears  
37 immediately preceding the signature line or box;

38 (5) The notice, whether in paper or electronic form, must  
39 be signed by the insured;

40 (6) A copy of the signed notice is attached to the invoice  
41 when payment is sought from the insurance company; and

42 (7) The claim is on a separate invoice from any other  
43 repairs covered by the insured's policy other than motor vehicle

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44 glass.

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**T I T L E   A M E N D M E N T**

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Remove line 14 and insert:

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same insurer or insurer group; creating s. 627.7289, F.S.;

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establishing requirements for direct motor vehicle glass repair

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or replacement insurance claims; amending s. 627.7295,