

By Representative Carlton

1                           A bill to be entitled  
2           An act relating to personal injury protection  
3           insurance; amending s. 627.736, F.S.;  
4           decreasing certain required reporting times for  
5           certain actions; providing an effective date.  
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7 Be It Enacted by the Legislature of the State of Florida:  
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9           Section 1. Paragraph (a) of subsection (9) of section  
10          627.736, Florida Statutes, 1996 Supplement, is amended to  
11          read:

12                   627.736 Required personal injury protection benefits;  
13          exclusions; priority.--

14                   (9)(a) Each insurer which has issued a policy  
15          providing personal injury protection benefits shall report the  
16          renewal, cancellation, or nonrenewal thereof to the Department  
17          of Highway Safety and Motor Vehicles within 14 ~~45~~ days from  
18          the effective date of the renewal, cancellation, or  
19          nonrenewal. Upon the issuance of a policy providing personal  
20          injury protection benefits to a named insured not previously  
21          insured by the insurer thereof during that calendar year, the  
22          insurer shall report the issuance of the new policy to the  
23          Department of Highway Safety and Motor Vehicles within 14 ~~30~~  
24          days. The report shall be in such form and format and contain  
25          such information as may be required by the Department of  
26          Highway Safety and Motor Vehicles which shall include a format  
27          compatible with the data processing capabilities of said  
28          department, and the Department of Highway Safety and Motor  
29          Vehicles is authorized to adopt rules necessary with respect  
30          thereto. Failure by an insurer to file proper reports with the  
31          Department of Highway Safety and Motor Vehicles as required by

1 this subsection or rules adopted with respect to the  
2 requirements of this subsection constitutes a violation of the  
3 Florida Insurance Code. Reports of cancellations and policy  
4 renewals and reports of the issuance of new policies received  
5 by the Department of Highway Safety and Motor Vehicles are  
6 confidential and exempt from the provisions of s. 119.07(1).  
7 These records are to be used for enforcement and regulatory  
8 purposes only, including the generation by the department of  
9 data regarding compliance by owners of motor vehicles with  
10 financial responsibility coverage requirements. In addition,  
11 the Department of Highway Safety and Motor Vehicles shall  
12 release, upon a written request by a person involved in a  
13 motor vehicle accident, by the person's attorney, or by a  
14 representative of the person's motor vehicle insurer, the name  
15 of the insurance company and the policy number for the policy  
16 covering the vehicle named by the requesting party. The  
17 written request must include a copy of the appropriate  
18 accident form as provided in s. 316.065, s. 316.066, or s.  
19 316.068.

20 Section 2. This act shall take effect October 1, 1997.

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23 HOUSE SUMMARY

24 Decreases from 45 days to 14 days the required time for  
25 reporting to the Department of Highway Safety and Motor  
26 Vehicles renewals, cancellations, or nonrenewals of  
27 policies providing personal protection benefits and from  
28 30 days to 14 days the required time to report the  
29 issuance of new policies providing such benefits. See  
30 bill for details.  
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