

Bill No. CS for SB 1978

Amendment No.     

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11	Senator Rossin moved the following amendment:		
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13	<b>Senate Amendment (with title amendment)</b>		
14	On page 3, between line 23 and 24,		
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16	insert:		
17	Section 3. Subsection (7) of section 627.7295, Florida		
18	Statutes, 1998 Supplement, is amended to read:		
19	627.7295 Motor vehicle insurance contracts.--		
20	(7) A policy of private passenger motor vehicle		
21	insurance or a binder for such a policy may be initially		
22	issued in this state only if the insurer or agent has		
23	collected from the insured an amount equal to 2 months'		
24	premium. An insurer, agent, or premium finance company may		
25	not directly or indirectly take any action resulting in the		
26	insured having paid from the insured's own funds an amount		
27	less than the 2 months' premium required by this subsection.		
28	This subsection applies without regard to whether the premium		
29	is financed by a premium finance company or is paid pursuant		
30	to a periodic payment plan of an insurer or an insurance		
31	agent. This subsection does not apply if an insured or member		

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1 of the insured's family is renewing or replacing a policy or a  
2 binder for such policy written by the same insurer or a member  
3 of the same insurer group. This subsection does not apply to  
4 an insurer that issues private passenger motor vehicle  
5 coverage primarily to active duty or former military personnel  
6 or their dependents. This subsection does not apply if all the  
7 policy payments are is paid pursuant to a payroll deduction  
8 plan or an automatic electronic funds transfer payment plan  
9 from the policyholder, provided that the first policy payment  
10 is made by cash, cashier's check, or a money order. This  
11 subsection and subsection (4) do not apply if all policy  
12 payment to an insurer are paid pursuant to an automatic  
13 electronic funds transfer payment plan from an agent or a  
14 managing general agent and if the policy includes, at a  
15 minimum, personal injury protection pursuant to ss.  
16 627.730-627.7405; motor vehicle property damage liability  
17 pursuant to s. 627.7275; and bodily injury liability in at  
18 least the amount of \$10,000 because of bodily injury to, or  
19 death of, one person in any one accident and in the amount of  
20 \$20,000 because of bodily injury to, or death of, two or more  
21 persons in any one accident. This subsection and subsection  
22 (4) do not apply if an insured has had a policy in effect for  
23 at least 6 months, the insured's agent is terminated by the  
24 insurer that issued the policy, and the insured obtains  
25 coverage on the policy's renewal date with a new company  
26 through the terminated agent.

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28 (Redesignate subsequent sections.)

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1 ===== T I T L E    A M E N D M E N T =====

2 And the title is amended as follows:

3            On page 1, line 13, after the semicolon

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5 insert:

6            amending s. 627.7295, F.S.; providing  
7            inapplicability of the section in specified  
8            circumstances;

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