

Bill No. CS for SB 2522

Amendment No. \_\_\_\_

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
---------------	----------------	--------------

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29  
30  
31

.  
.  
.  
.  
.

Senator Holzendorf moved the following amendment:

**Senate Amendment (with title amendment)**

On page 16, between lines 20 and 21,

insert:

Section 2. Section 1 of this act applies to the renewal of a policy having an effective date of renewal on or after August 15, 2000.

Section 3. Section 627.171, Florida Statutes, is amended to read:

627.171 Excess or reduced rates.--

(1) With written consent of the insured signed prior to the policy inception date and filed with the insurer, the insurer may use a rate in excess of or lower than the otherwise applicable filed rate on any specific risk. The signed consent form must include the filed rate as well as the excess or reduced rate for the risk insured and a copy of the form must be maintained by the insurer for 3 years and be available for review by the department.

(2) An insurer may not use excess or reduced rates

Bill No. CS for SB 2522

Amendment No. \_\_\_\_

1 pursuant to this section for more than 20 ~~10~~ percent of its  
 2 commercial insurance policies written or renewed in each  
 3 calendar year for any line of commercial insurance or for more  
 4 than 5 percent of its personal lines insurance policies  
 5 written or renewed in each calendar year for any line of  
 6 personal insurance.

7 (3) An insurer may not use an excess or reduced rate  
 8 pursuant to this section unless the rate is based on  
 9 underwriting considerations and is not based on arbitrary or  
 10 unfairly discriminatory considerations.

11  
12 (Redesignate subsequent sections.)

13  
14  
15 ===== T I T L E A M E N D M E N T =====

16 And the title is amended as follows:

17 On page 2, line 5, after the semicolon,

18  
19 insert:

20 providing applicability; amending s. 627.171,  
 21 F.S.; allowing insurers to increase the number  
 22 of policies the rates of which are subject to  
 23 the consent of the insured;