Bill No. CS for SB 780 Amendment No. ____ CHAMBER ACTION Senate House 1 2 3 4 5 6 7 8 9 10 11 Senator Grant moved the following substitute for amendment 12 (583046):13 14 Senate Amendment (with title amendment) On page 23, between lines 9 and 10, 15 16 17 and insert: Section 22. Subsection (8) of section 316.614, Florida 18 19 Statutes, is amended to read: 20 316.614 Safety belt usage.--21 (8) Any person who violates the provisions of this 22 section commits a nonmoving violation, punishable as provided 23 in chapter 318. A law enforcement officer may not search or 24 inspect a motor vehicle, its contents, the driver, or a passenger solely because of a violation of this section. 25 26 However, except for violations of s. 316.613, enforcement of 27 this section by state or local law enforcement agencies must 28 be accomplished only as a secondary action when a driver of a 29 motor vehicle has been detained for a suspected violation of 30 another section of this chapter, chapter 320, or chapter 322. 31 Section 23. (1) Notwithstanding anything in s. 1 6:05 PM 04/28/00 s0780.tr13.4a

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1	627.062, s. 627.0651, or the Florida Insurance Code to the
2	contrary, the Department of Insurance shall not approve a rate
3	to be charged in a motor vehicle insurance policy that is
4	issued or renewed on or after the effective date of this act
5	unless that rate includes a reduction based upon the projected
6	savings to the insurer as a result of the "primary
7	enforcement" of Florida's seat-belt law implemented by section
8	(22) of this act. The amount of the reduction shall be
9	separately stated in the rate filing made by the insurer with
10	the department and the reduction shall be documented and
11	supported by actuarial data and analysis. A rate which
12	includes a reduction less that 10 percent for personal injury
13	protection, medical payments, uninsured motorist, and bodily
14	injury liability coverages, shall be presumed to be an
15	excessive or unfairly discriminatory rate, unless the insurer
16	demonstrates by appropriate actuarial data as part of the rate
17	filing process in s. 627.062 or s. 627.0651 that a lower
18	reduction is warranted.
19	(2) This section shall take effect upon becoming law
20	and shall apply only to motor vehicle insurance policies
21	issued or renewed on or after the effective date of this act.
22	
23	(Redesignate subsequent sections.)
24	
25	
26	========= TITLE AMENDMENT===========
27	And the title is amended as follows:
28	On page 2, line 20, after the semicolon
29	
30	insert
31	amending s. 316.614, F.S.; providing
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1restrictions on authority to search a motor2vehicle, its contents, the driver, or a3passenger based on a safety belt violation;4deleting a provision that requires enforcement5of the act only as a secondary action;6requiring motor vehicle insurers to reduce7rates for certain motor vehicle insurance8coverages;9101112131415161718192021232425262728293031		
3passenger based on a safety belt violation;4deleting a provision that requires enforcement5of the act only as a secondary action;6requiring motor vehicle insurers to reduce7rates for certain motor vehicle insurance8coverages;90101121131141151161171181192020212324252627282930	1	restrictions on authority to search a motor
445677777879101112131415161718192021222324252627282930	2	vehicle, its contents, the driver, or a
5 of the act only as a secondary action; 6 requiring motor vehicle insurers to reduce 7 rates for certain motor vehicle insurance 8 coverages; 9	3	passenger based on a safety belt violation;
<pre>6 requiring motor vehicle insurance 7 rates for certain motor vehicle insurance 7 coverages; 9 10 11 12 13 14 15 16 17 18 19 20 21 20 21 22 23 24 25 26 27 28 29 30</pre>	4	deleting a provision that requires enforcement
7 rates for certain motor vehicle insurance coverages; 9	5	of the act only as a secondary action;
8 coverages; 9	6	requiring motor vehicle insurers to reduce
9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30	7	rates for certain motor vehicle insurance
10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30	8	coverages;
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