

Bill No. CS for SB 1188

Amendment No. Barcode 173974

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11 Senator Holzendorf moved the following amendment:

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13 **Senate Amendment (with title amendment)**

14 On page 4, line 1, through

15 page 20, line 25, delete those lines

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17 and insert:

18 Section 1. Paragraph (f) of subsection (37) of section

19 440.02, Florida Statutes, is repealed.

20 Section 2. Limitation on construction industry

21 business activities; penalties.--

22 (1) Notwithstanding any other provision of chapter

23 440, Florida Statutes, with respect to persons and entities

24 actively engaged in the construction industry, a corporation,

25 partnership, sole proprietorship, or independent contractor

26 that fails to maintain coverage or is otherwise without

27 coverage required by chapter 440, Florida Statutes, may not

28 enter into a contract, subcontract, or other business

29 relationship, for the purposes of construction, with another

30 corporation, partnership, sole proprietorship, or independent

31 contractor.

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1 (2) Any sole proprietor or partner of a business
2 actively engaged in the construction industry who violates
3 subsection (1) shall immediately forfeit any election of
4 exclusion or election of exemption available under chapter
5 440, Florida Statutes, and may not elect or receive an
6 exclusion or exemption from the requirements of chapter 440,
7 Florida Statutes, for a period of 5 years following the date
8 of the violation.

9 (3) Any corporate officer of a corporation actively
10 engaged in the construction industry who violates subsection
11 (1) shall immediately forfeit any election of exclusion or
12 election of exemption available under chapter 440, Florida
13 Statutes, and may not elect or receive an exclusion or
14 exemption from the requirements of chapter 440, Florida
15 Statutes, for a period of 5 years following the date of the
16 violation.

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18 (Redesignate subsequent sections.)

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

22 And the title is amended as follows:

23 On page 1, lines 2-20, delete those lines

24
25 and insert:

26 An act relating to insurance; repealing s.
27 440.02(37)(f), F.S., relating to the definition
28 of the term "catastrophic injury"; prohibiting
29 a corporation or other business entity that
30 fails to maintain coverage under ch. 440, F.S.,
31 from entering into a construction contract;

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1 amending s. 440.13,
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