

Bill No. CS for CS for SB 370

Amendment No.      Barcode 074958

<u>Senate</u>	CHAMBER ACTION	<u>House</u>
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11 Senator Wasserman Schultz moved the following **amendment to**  
 12 **amendment** (104940):

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

15 On page 97, between lines 23 and 24,

17 insert:

18 Section 80. Effective upon this act becoming a law,  
 19 subsection (10) of section 627.357, Florida Statutes, is  
 20 amended to read:

21 627.357 Medical malpractice self-insurance.--

22 (10)(a)1. An application to form a self-insurance fund  
 23 under this section must be filed with the department before  
 24 October 1, 2002. All self-insurance funds authorized under  
 25 this paragraph must apply for a certificate of authority to  
 26 become an authorized insurer by October 1, 2006. Any such fund  
 27 failing to obtain a certificate of authority as an authorized  
 28 insurer within 1 year of the date of application therefore  
 29 shall wind down its affairs and shall not issue coverage after  
 30 the expiration of the 1-year period.

31 2. Any self insurance fund established pursuant to

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1 this section after April 1, 2002, shall also comply with ss.  
2 624.460-624.489, notwithstanding s. 624.462(2)(a). In the  
3 event of a conflict between the provisions of this section and  
4 ss. 624.460-624.489, the latter sections shall govern. With  
5 respect to those sections, provisions solely applicable to  
6 workers' compensation and employers liability insurance shall  
7 not apply to medical malpractice funds.~~A self insurance may~~  
8 ~~not be formed under this section after October 1, 1992.~~

9           Section 81. Subsection (7) of section 631.54, Florida  
10 Statutes, is amended to read:

11           631.54 Definitions.--As used in this part:

12           (7) "Member insurer" means any person who writes any  
13 kind of insurance to which this part applies under s. 631.52,  
14 including the exchange of reciprocal or interinsurance  
15 contracts and any medical malpractice self-insurance fund  
16 authorized after April 1, 2002 under s. 627.357, and is  
17 licensed to transact insurance in this state.

18  
19 (Redesignate subsequent sections.)

20  
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22 ===== T I T L E   A M E N D M E N T =====

23 And the title is amended as follows:

24           On page 107, line 21, after the semicolon

25  
26 insert:

27           amending s. 627.357, F.S.; revising provisions  
28           governing medical malpractice self-insurance;  
29           amending s. 631.54, F.S.; redefining the term  
30           "member insurer";

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