

Bill No. CS for CS for SB 1202

Amendment No. ____ Barcode 614938

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

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

14 On page 33, line 27, through

15 page 75, line 24, delete those lines

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17 and insert:

18 Section 9. Paragraph (a) of subsection (11) of section
19 627.736, Florida Statutes, is amended to read:

20 627.736 Required personal injury protection benefits;
21 exclusions; priority; claims.--

22 (11) DEMAND LETTER.--

23 (a) As a condition precedent to filing any action for
24 an overdue claim for benefits under paragraph (4)(b), the
25 insurer must be provided with written notice of an intent to
26 initiate litigation; ~~provided, however, that, except with~~
27 ~~regard to a claim or amended claim or judgment for interest~~
28 ~~only which was not paid or was incorrectly calculated, such~~
29 ~~notice is not required for an overdue claim that the insurer~~
30 ~~has denied or reduced, nor is such notice required if the~~
31 ~~insurer has been provided documentation or information at the~~

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1 ~~insurer's request pursuant to subsection (6).~~ Such notice may
2 not be sent until the claim is overdue, including any
3 additional time the insurer has to pay the claim pursuant to
4 paragraph (4)(b).

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

8 And the title is amended as follows:

9 On page 2, line 12, through

10 page 3, line 2, delete those lines

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12 and insert:

13 627.736, F.S.; revising provisions relating to

14 actions for overdue claims; amending s.

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