

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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

.  
.
.

Representative Ross offered the following:

**Amendment (with directory and title amendments)**

Between lines 4790 & 4791, insert:

Section 33. Section 440.593, Florida Statutes, is amended to read:

440.593 Electronic reporting.--

(1) For forms, reports, or other information filed with the department by electronic reporting, the department may by rule extend or reduce the filing deadlines from those otherwise required when reporting the information by other means by up to 7 days to reflect the needs of electronic filing ~~establish an electronic reporting system requiring or authorizing an employer or carrier to submit required forms, reports, or other information electronically rather than by other means. The department may establish different deadlines for submitting forms, reports, or information to the department, or to its~~

Amendment No. (for drafter's use only)

28 ~~authorized agent, via the electronic reporting system than are~~  
29 ~~otherwise required when reporting information by other means.~~

30 (2) The department may require any carrier to submit data  
31 electronically, either directly or through a third-party vendor,  
32 and may require any carrier or vendor submitting data to the  
33 department electronically to be approved ~~certified~~ by the  
34 department as prescribed by rule. The department shall ~~may~~  
35 specify performance requirements for any carrier or vendor  
36 submitting data electronically.

37 (3) The department may revoke the certification of any  
38 carrier or vendor determined by the department to be in  
39 noncompliance with performance standards prescribed by rule for  
40 electronic submissions.

41 (4)(a) The department shall establish by rule a schedule  
42 whereby carriers must begin filing information electronically.  
43 Such rule shall provide an implementation date of at least 180  
44 days after the effective date of the rule. When a carrier is  
45 required to file electronically, failure to so file shall  
46 subject the carrier to an administrative penalty of \$500 per day  
47 for the first 90 days of noncompliance, after which the  
48 department shall take further action as set forth in s. 440.38,  
49 if the carrier is a self-insurer, or refer the carrier to the  
50 Office of Insurance Regulation for additional sanctions pursuant  
51 to s. 624.308 ~~The department may assess a civil penalty, not to~~  
52 ~~exceed \$500 for each violation, as prescribed by rule.~~

53 (b) A carrier shall timely file all electronic information  
54 required by and in accordance with department rule. Sanctions as  
55 set forth in ss. 440.185 and 440.525 shall be imposed for  
56 failure to timely file any required electronic information.

Amendment No. (for drafter's use only)

57 ~~(5) The department may adopt rules to administer this~~  
58 ~~section.~~

59  
60

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

62 Remove line(s) 92, and insert:  
63 entities; providing penalties; providing for rules; amending s.  
64 440.593, F.S.; requiring the Department of Insurance to  
65 establish rules for electronic reporting; providing penalties;