

Bill No. HB 1837, 2nd Eng.

Amendment No. ____ Barcode 622860

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

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

14 Lines 4664-4683, delete those lines

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16 and insert:

17 (3) No contract or policy of insurance issued by a

18 carrier under this chapter shall expire or be canceled until

19 at least 30 days have elapsed after a notice of cancellation

20 or nonrenewal has been sent to ~~the department and to the~~

21 ~~employer in accordance with the provisions of s. 440.185(7).~~

22 For cancellation due to nonpayment of premium, the insurer

23 shall give written notification to the employer at least 10

24 days prior to the effective date of the cancellation. However,

25 when duplicate or dual coverage exists by reason of two

26 different carriers having issued policies of insurance to the

27 same employer securing the same liability, it shall be

28 presumed that only that policy with the later effective date

29 shall be in force and that the earlier policy terminated upon

30 the effective date of the latter. In the event that both

31 policies carry the same effective date, one of the policies

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1 may be canceled instanter upon filing a notice of cancellation
2 or nonrenewal with the department and serving a copy thereof
3 upon the employer in such manner as the department prescribes
4 by rule. The department may by rule prescribe the content of
5 the notice of retroactive cancellation and specify the time,
6 place, and manner in which the notice of cancellation is to be
7 served. A carrier shall file with the department, at least 30
8 days prior to the effective date of cancellation or nonrenewal
9 of the policy, a notice of such cancellation or nonrenewal
10 and, at least 10 days prior to the effective date of
11 cancellation for nonpayment of premium, a notice of such
12 cancellation in a format prescribed by department rule.

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

16 And the title is amended as follows:

17 Line 79, delete that line

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19 and insert:

20 provisions relating to notice of cancellation
21 of coverage; requiring a carrier to provide
22 notice of cancellation or nonrenewal of policy;

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