

Bill No. HB 1837, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 813084

	<u>Senate</u>	CHAMBER ACTION	<u>House</u>
1		.	
		.	
2	05/01/2003	WD/2R	
	05:36	PM	
3		.	
		.	
4		.	
5	<hr/>		
6			
7			
8			
9			
10	<hr/>		

11 Senator Atwater moved the following amendment:

12

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

14 Between lines 4837 and 4838,

15

16 insert:

17 Section 33. Section 440.593, Florida Statutes, is

18 amended to read:

19 440.593 Electronic reporting.--

20 (1) For forms, reports, or other information filed  
21 with the department by electronic reporting, the department  
22 may by rule extend or reduce the filing deadlines from those  
23 otherwise required when reporting the information by other  
24 means by up to 7 days to reflect the needs of electronic  
25 filing ~~establish an electronic reporting system requiring or~~  
26 ~~authorizing an employer or carrier to submit required forms,~~  
27 ~~reports, or other information electronically rather than by~~  
28 ~~other means. The department may establish different deadlines~~  
29 ~~for submitting forms, reports, or information to the~~  
30 ~~department, or to its authorized agent, via the electronic~~  
31 ~~reporting system than are otherwise required when reporting~~

Bill No. HB 1837, 2nd Enq.

Amendment No.      Barcode 813084

1 ~~information by other means.~~

2           (2) The department may require any carrier to submit  
3 data electronically, either directly or through a third-party  
4 vendor, and may require any carrier or vendor submitting data  
5 to the department electronically to be approved ~~certified~~ by  
6 the department as prescribed by rule. The department shall ~~may~~  
7 specify performance requirements for any carrier or vendor  
8 submitting data electronically.

9           (3) The department may revoke the certification of any  
10 carrier or vendor determined by the department to be in  
11 noncompliance with performance standards prescribed by rule  
12 for electronic submissions.

13           (4)(a) The department shall establish by rule a  
14 schedule whereby carriers must begin filing information  
15 electronically. Such rule shall provide an implementation date  
16 of at least 180 days after the effective date of the rule.  
17 When a carrier is required to file electronically, failure to  
18 so file shall subject the carrier to an administrative penalty  
19 of \$500 per day for the first 90 days of noncompliance, after  
20 which the department shall take further action as set forth in  
21 s. 440.38, if the carrier is a self-insurer, or refer the  
22 carrier to the Office of Insurance Regulation for additional  
23 sanctions pursuant to s. 624.308 ~~The department may assess a~~  
24 ~~civil penalty, not to exceed \$500 for each violation, as~~  
25 ~~prescribed by rule.~~

26           (b) A carrier shall timely file all electronic  
27 information required by and in accordance with department  
28 rule. Sanctions as set forth in ss. 440.185 and 440.525 shall  
29 be imposed for failure to timely file any required electronic  
30 information.

31 ~~(5) The department may adopt rules to administer this~~

Bill No. HB 1837, 2nd Eng.

Amendment No. \_\_\_\_ Barcode 813084

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  
28  
29  
30  
31

~~section.~~

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

And the title is amended as follows:

On line 86, after the third semicolon,

insert:

amending s. 440.593, F.S.; requiring the  
Department of Insurance to establish rules for  
electronic reporting;