

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative Berfield offered the following:

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3 **Amendment to Amendment (467323) (with title amendment)**

4 Remove lines 185 through 298 and insert:

5 Section 25. Paragraphs (c) and (d) of subsection (1) of
6 section 626.321, Florida Statutes, are amended, subsections (3)
7 and (4) are renumbered as subsections (4) and (5), respectively,
8 and a new subsection (3) is added to said section, and to read:

9 626.321 Limited licenses.--

10 (1) The department shall issue to a qualified individual,
11 or a qualified individual or entity under paragraphs (c), (d),
12 (e), and (i), a license as agent authorized to transact a
13 limited class of business in any of the following categories:

14 (c) Personal accident insurance.--License covering only
15 policies of personal accident insurance covering the risks of

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16 | travel, except as provided in subparagraph 2. The license may
17 | be issued only:

18 | 1. To a full-time salaried employee of a common carrier or
19 | a full-time salaried employee or owner of a transportation
20 | ticket agency and may authorize the sale of such ticket policies
21 | only in connection with the sale of transportation tickets, or
22 | to the full-time salaried employee of such an agent. No such
23 | policy shall be for a duration of more than 48 hours or for the
24 | duration of a specified one-way trip or round trip.

25 | 2. To a full-time salaried employee of a business which
26 | offers motor vehicles for rent or lease, or to a business entity
27 | ~~office of a business~~ which offers motor vehicles for rent or
28 | lease ~~if insurance sales activities authorized by the license~~
29 | ~~are limited to full-time salaried employees~~. A business entity
30 | ~~office~~ licensed or a person licensed pursuant to this
31 | subparagraph may, as an agent of an insurer, transact insurance
32 | that provides coverage for accidental personal injury or death
33 | of the lessee and any passenger who is riding or driving with
34 | the covered lessee in the rental motor vehicle if the lease or
35 | rental agreement is for not more than 30 days, or if the lessee
36 | is not provided coverage for more than 30 consecutive days per
37 | lease period; however, if the lease is extended beyond 30 days,
38 | the coverage may be extended one time only for a period not to
39 | exceed an additional 30 days.

40 | (d) Baggage and motor vehicle excess liability
41 | insurance.--

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42 1. License covering only insurance of personal effects
43 except as provided in subparagraph 2. The license may be issued
44 only:

45 a. To a full-time salaried employee of a common carrier or
46 a full-time salaried employee or owner of a transportation
47 ticket agency, which person is engaged in the sale or handling
48 of transportation of baggage and personal effects of travelers,
49 and may authorize the sale of such insurance only in connection
50 with such transportation; or

51 b. To the full-time salaried employee of a licensed
52 general lines agent, ~~a full-time salaried employee of a business~~
53 ~~which offers motor vehicles for rent or lease,~~ or to a business
54 ~~office of~~ a business entity that ~~which~~ offers motor vehicles for
55 rent or lease if insurance sales activities authorized by the
56 license are in connection with and incidental to the rental of a
57 motor vehicle limited to full-time salaried employees.

58
59 The purchaser of baggage insurance shall be provided written
60 information disclosing that the insured's homeowner's policy may
61 provide coverage for loss of personal effects and that the
62 purchase of such insurance is not required in connection with
63 the purchase of tickets or in connection with the lease or
64 rental of a motor vehicle.

65 2. A business entity that ~~office licensed pursuant to~~
66 ~~subparagraph 1., or a person licensed pursuant to subparagraph~~
67 ~~1. who is a full-time salaried employee of a business which~~
68 offers motor vehicles for rent or lease, may include lessees
69 under a master contract providing coverage to the lessor or may

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70 transact excess motor vehicle liability insurance providing
71 coverage in excess of the standard liability limits provided by
72 the lessor in its lease to a person renting or leasing a motor
73 vehicle from the licensee's employer for liability arising in
74 connection with the negligent operation of the leased or rented
75 motor vehicle, provided that the lease or rental agreement is
76 for not more than 30 days; that the lessee is not provided
77 coverage for more than 30 consecutive days per lease period,
78 and, if the lease is extended beyond 30 days, the coverage may
79 be extended one time only for a period not to exceed an
80 additional 30 days; that the lessee is given written notice that
81 his or her personal insurance policy providing coverage on an
82 owned motor vehicle may provide additional excess coverage; and
83 that the purchase of the insurance is not required in connection
84 with the lease or rental of a motor vehicle. The excess
85 liability insurance may be provided to the lessee as an
86 additional insured on a policy issued to the licensee's
87 employer.

88 3. A business entity that ~~office licensed pursuant to~~
89 ~~subparagraph 1., or a person licensed pursuant to subparagraph~~
90 ~~1. who is a full-time salaried employee of a business which~~
91 offers motor vehicles for rent or lease, may, as an agent of an
92 insurer, transact insurance that provides coverage for the
93 liability of the lessee to the lessor for damage to the leased
94 or rented motor vehicle if:

95 a. The lease or rental agreement is for not more than 30
96 days; or the lessee is not provided coverage for more than 30
97 consecutive days per lease period, but, if the lease is extended

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98 beyond 30 days, the coverage may be extended one time only for a
99 period not to exceed an additional 30 days;

100 b. The lessee is given written notice that his or her
101 personal insurance policy that provides coverage on an owned
102 motor vehicle may provide such coverage with or without a
103 deductible; and

104 c. The purchase of the insurance is not required in
105 connection with the lease or rental of a motor vehicle.

106 (3) An entity that offers vehicles for rent or lease
107 applying for a license under this section is required to:

108 (a) Submit only one application for a license under s.
109 626.171 for itself and each office, branch office, or place of
110 business making use of the entity's business name and operating
111 under the entity's license. The requirements of s. 626.171(5)
112 shall only apply to the officers and directors of the entity
113 submitting the application.

114 (b) Pay the applicable fees for a license as prescribed in
115 s. 624.501, including the applicable fee for each office, branch
116 office, or place of business making use of the entity's business
117 name and operating under the entity's license, be appointed
118 under s. 626.112, and pay the prescribed appointment fee under
119 s. 624.501. A licensed and appointed entity shall be directly
120 responsible and accountable for all acts of the license's
121 employees.

122 (c) Provide to the department annually the location,
123 including street address and assigned store number, if any, of
124 each office, branch office, or place of business making use of

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125 | the entity's business name and operating under the entity's
126 | license.

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

129 | Remove line(s) 746-748 and insert:
130 | of the act, under specified conditions; amending s. 626.321,
131 | F.S.; limiting the types of business that may be transacted by
132 | personal lines agents; providing requirements for an entity that
133 | rents or leases vehicles; amending s. 627.0915, F.S.; providing
134 | for