

Bill No. CS for SB 2588

Amendment No. \_\_\_\_ Barcode 700516

CHAMBER ACTION

Senate

House

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Senator Argenziano moved the following **substitute for amendment** (752254):

**Senate Amendment (with title amendment)**

On page 16, between lines 3 and 4,

insert:

Section 15. Present subsections (15) through (17) of section 626.015, Florida Statutes, are redesignated as subsections (16) through (18), respectively, and a new subsection (15) is added to that section to read:

626.015 Definitions.--As used in this part:

(15) "Personal lines agent" means a general lines agent who is limited to transacting business related to property and casualty insurance sold to individuals and families for noncommercial purposes.

Section 16. Subsection (3) is added to section 626.022, Florida Statutes, to read:

626.022 Scope of part.--

(3) Provisions of this part that apply to general lines agents and applicants also apply to personal lines

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1 agents and applicants, except where otherwise provided.

2 Section 17. Subsection (8) is added to section  
3 626.241, Florida Statutes, to read:

4 626.241 Scope of examination.--

5 (8) An examination for licensure as a personal lines  
6 agent shall consist of 100 questions and shall be limited in  
7 scope to the kinds of business transacted under such license.

8 Section 18. Subsection (1) of section 626.311, Florida  
9 Statutes, is amended to read:

10 626.311 Scope of license.--

11 (1) Except as to personal lines agents and limited  
12 licenses, the applicant for license as a general lines agent  
13 or customer representative shall qualify for all property,  
14 marine, casualty, and surety lines except bail bonds which  
15 require a separate license under chapter 648. The license of  
16 a general lines agent may also cover health insurance if  
17 health insurance is included in the agent's appointment by an  
18 insurer as to which the licensee is also appointed as agent  
19 for property or casualty or surety insurance. The license of  
20 a customer representative shall provide, in substance, that it  
21 covers all of such classes of insurance that his or her  
22 appointing general lines agent or agency is currently so  
23 authorized to transact under the general lines agent's license  
24 and appointments. No such license shall be issued limited to  
25 particular classes of insurance except for bail bonds which  
26 require a separate license under chapter 648 or for personal  
27 lines agents. Personal lines agents are limited to transacting  
28 business related to property and casualty insurance sold to  
29 individuals and families for noncommercial purposes.

30 Section 19. Section 626.727, Florida Statutes, is  
31 amended to read:

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1           626.727 Scope of this part.--This part applies only to  
2 general lines agents, customer representatives, service  
3 representatives, and managing general agents, all as defined  
4 in s. 626.015. Provisions of this part which apply to general  
5 lines agents and applicants also apply to personal lines  
6 agents and applicants, except where otherwise provided.

7           Section 20. Subsection (1) of section 626.732, Florida  
8 Statutes, is amended to read:

9           626.732 Requirement as to knowledge, experience, or  
10 instruction.--

11           (1) Except as provided in subsection (3), no applicant  
12 for a license as a general lines agent or personal lines  
13 agent, except for a chartered property and casualty  
14 underwriter (CPCU), other than as to a limited license as to  
15 baggage and motor vehicle excess liability insurance, credit  
16 property insurance, credit insurance, in-transit and storage  
17 personal property insurance, or communications equipment  
18 property insurance or communication equipment inland marine  
19 insurance, shall be qualified or licensed unless within the 4  
20 years immediately preceding the date the application for  
21 license is filed with the department the applicant has:

22           (a) Taught or successfully completed classroom courses  
23 in insurance, 3 hours of which shall be on the subject matter  
24 of ethics, satisfactory to the department at a school,  
25 college, or extension division thereof, approved by the  
26 department. To qualify for licensure as a personal lines  
27 agent, the applicant must complete a total of 52 hours of  
28 classroom courses in insurance;

29           (b) Completed a correspondence course in insurance, 3  
30 hours of which shall be on the subject matter of ethics,  
31 satisfactory to the department and regularly offered by

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1 accredited institutions of higher learning in this state and,  
2 except if he or she is applying for a limited license under s.  
3 626.321, for licensure as a general lines agent, has had at  
4 least 6 months of responsible insurance duties as a  
5 substantially full-time bona fide employee in all lines of  
6 property and casualty insurance set forth in the definition of  
7 general lines agent under s. 626.015 or, for licensure as a  
8 personal lines agent, has completed at least 3 months in  
9 responsible insurance duties as a substantially full-time  
10 employee in property and casualty insurance sold to  
11 individuals and families for noncommercial purposes;

12 (c) For licensure as a general lines agent, completed  
13 at least 1 year in responsible insurance duties as a  
14 substantially full-time bona fide employee in all lines of  
15 property and casualty insurance, exclusive of aviation and wet  
16 marine and transportation insurances but not exclusive of  
17 boats of less than 36 feet in length or aircraft not held out  
18 for hire, as set forth in the definition of a general lines  
19 agent under s. 626.015, without the education requirement  
20 mentioned in paragraph (a) or paragraph (b) or, for licensure  
21 as a personal lines agent, has completed at least 6 months in  
22 responsible insurance duties as a substantially full-time  
23 employee in property and casualty insurance sold to  
24 individuals and families for noncommercial purposes without  
25 the education requirement in paragraph (a) or paragraph (b);

26 or

27 (d)1. For licensure as a general lines agent,  
28 completed at least 1 year of responsible insurance duties as a  
29 licensed and appointed customer representative or limited  
30 customer representative in commercial or personal lines of  
31 property and casualty insurance and 40 hours of classroom

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1 | courses approved by the department covering the areas of  
2 | property, casualty, surety, health, and marine insurance; or  
3 |       2. For licensure as a personal lines agent, completed  
4 | at least 6 months of responsible duties as a licensed and  
5 | appointed customer representative or limited customer  
6 | representative in property and casualty insurance sold to  
7 | individuals and families for noncommercial purposes and 20  
8 | hours of classroom courses approved by the department which  
9 | are related to property and casualty insurance sold to  
10 | individuals and families for noncommercial purposes; or  
11 |       ~~(e)1.2.~~ For licensure as a general lines agent,  
12 | completed at least 1 year of responsible insurance duties as a  
13 | licensed and appointed service representative in either  
14 | commercial or personal lines of property and casualty  
15 | insurance and 80 hours of classroom courses approved by the  
16 | department covering the areas of property, casualty, surety,  
17 | health, and marine insurance; or-

18 |       2. For licensure as a personal lines agent, completed  
19 | at least 6 months of responsible insurance duties as a  
20 | licensed and appointed service representative in property and  
21 | casualty insurance sold to individuals and families for  
22 | noncommercial purposes and 40 hours of classroom courses  
23 | approved by the department related to property and casualty  
24 | insurance sold to individuals and families for noncommercial  
25 | purposes; or

26 |       (f) For licensure as a personal lines agent, completed  
27 | at least 3 years of responsible duties as a licensed and  
28 | appointed customer representative in property and casualty  
29 | insurance sold to individuals and families for noncommercial  
30 | purposes.

31 |       Section 21. The Department of Financial Services does

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1 not have to begin issuing licenses to personal lines agents on  
2 the effective date of this act if the department has not  
3 completed the process of incorporating necessary procedures  
4 for issuing personal lines licenses into its licensing  
5 systems.

6 Section 22. Subsection (1) of section 626.747, Florida  
7 Statutes, is amended to read:

8 626.747 Branch agencies.--

9 (1) Each branch place of business established by an  
10 agent or agency, firm, corporation, or association shall be in  
11 the active full-time charge of a licensed general lines agent  
12 who is appointed to represent one or more insurers. Any agent  
13 or agency, firm, corporation, or association which has  
14 established one or more branch places of business shall be  
15 required to have at least one licensed general lines, life, or  
16 health agent who is appointed to represent one or more  
17 insurers at each location of the agency including its  
18 headquarters location.

19 Section 23. Paragraph (r) is added to subsection (6)  
20 of section 627.351, Florida Statutes, to read:

21 627.351 Insurance risk apportionment plans.--

22 (6) CITIZENS PROPERTY INSURANCE CORPORATION.--

23 (r) A salaried employee of the corporation who  
24 performs policy administration services subsequent to the  
25 effectuation of a corporation policy is not required to be  
26 licensed as an agent under the provisions of s. 626.112.

27  
28 (Redesignate subsequent sections.)

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

2 And the title is amended as follows:

3           On page 2, line 3, after the semicolon,

4

5 insert:

6           amending s. 626.015, F.S.; defining the term  
7           "personal lines agent"; amending s. 626.022,  
8           F.S.; providing for application; amending s.  
9           626.241, F.S.; limiting the scope of personal  
10          lines agent examinations; amending s. 626.311,  
11          F.S.; limiting the types of business that may  
12          be transacted by personal lines agents;  
13          amending s. 626.727, F.S.; providing that  
14          certain provisions apply to personal lines  
15          agents; amending s. 626.732, F.S.; revising  
16          certain education and experience requirements  
17          for personal lines agents; requiring branch  
18          agencies to have certain licensed agents at  
19          each location; providing that certain employees  
20          of the Citizens' Property Insurance Corporation  
21          need not be licensed as agents; providing that  
22          this act does not require the department to  
23          begin issuing certain licenses by the effective  
24          date of the act, under specified conditions;

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