

1 ~~3.(c)~~ If there was a hurricane loss for a prior
2 hurricane or hurricanes during the calendar year, the insurer
3 may apply a deductible to a subsequent hurricane which ~~that~~ is
4 the greater of the remaining amount of the hurricane
5 deductible or the amount of the deductible that applies to
6 perils other than a hurricane. Insurers may require
7 policyholders to report hurricane losses that are below the
8 hurricane deductible or to maintain receipts or other records
9 of such hurricane losses in order to apply such losses to
10 subsequent hurricane claims.

11 ~~4.(d)~~ If there are hurricane losses in a calendar year
12 on more than one policy issued by the same insurer or an
13 insurer in the same insurer group, the hurricane deductible
14 shall be the highest amount stated in any one of the policies.
15 If a policyholder who had a hurricane loss under the prior
16 policy is provided or offered a lower hurricane deductible
17 under the new or renewal policy, the insurer must notify the
18 policyholder, in writing, at the time the lower hurricane
19 deductible is provided or offered, that the lower hurricane
20 deductible will not apply until January 1 of the following
21 calendar year.

22 (b) For commercial residential property insurance
23 policies issued or renewed on or after January 1, 2006, the
24 insurer must offer the policyholder the following alternative
25 hurricane deductibles:

26 1. A hurricane deductible that applies on an annual
27 basis as provided in paragraph (a); and

28 2. A hurricane deductible that applies to each
29 hurricane.

30 Section 2. This act shall take effect upon becoming a
31 law.

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STATEMENT OF SUBSTANTIAL CHANGES CONTAINED IN
COMMITTEE SUBSTITUTE FOR
Senate Bill 1486

The committee substitute amends s. 627.701, F.S., to provide that the annual hurricane deductible requirement applies to personal lines residential policies issued or renewed on or after May 1, 2005. For commercial residential policies issued or renewed on or after January 1, 2006, the insurer would be required to offer the policyholder the option of: 1) a hurricane deductible that applies on an annual basis (as required for personal lines policies), and 2) a hurricane deductible that applies to each hurricane.