Florida Senate - 2005

By Senator Geller

```
31-46-05
 1
                        A bill to be entitled
 2
           An act relating to unfair insurance practices;
           amending s. 626.9541, F.S.; providing that
 3
 4
           certain rate increases for motor vehicle
 5
           insurance for insureds on active military
 б
           service constitute unfair practices; providing
 7
           penalties; providing an effective date.
 8
   Be It Enacted by the Legislature of the State of Florida:
 9
10
           Section 1. Paragraph (cc) is added to subsection (1)
11
12
    of section 626.9541, Florida Statutes, to read:
13
           626.9541 Unfair methods of competition and unfair or
   deceptive acts or practices defined .--
14
           (1) UNFAIR METHODS OF COMPETITION AND UNFAIR OR
15
   DECEPTIVE ACTS.--The following are defined as unfair methods
16
17
    of competition and unfair or deceptive acts or practices:
18
          (cc) Unfair rate increases for persons in military
    service. -- Charging an increased premium for reinstating a
19
    motor vehicle insurance policy that was canceled or suspended
20
21
    by the insured solely for the reason that he or she was
22
    transferred out of this state while serving in the United
23
    States Armed Forces or on active duty in the National Guard or
    United States Armed Forces Reserve. It is also an unfair
2.4
   practice for an insurer to charge an increased premium for a
25
   new motor vehicle insurance policy if the applicant for
26
27
    coverage was previously insured with a different insurer and
2.8
   canceled that policy solely for the reason that he or she was
   transferred out of this state while serving in the United
29
    States Armed Forces or on active duty in the National Guard or
30
   United States Armed Forces Reserve. For purposes of
31
```

SB 450

CODING: Words stricken are deletions; words underlined are additions.

Florida Senate - 2005 31-46-05 SB 450

1	<u>determining premiums, an insurer shall consider such persons</u>
2	as having maintained continuous coverage.
3	Section 2. This act shall take effect upon becoming a
4	law.
5	
6	* * * * * * * * * * * * * * * * * * * *
7	SENATE SUMMARY
8	Declares it to be an unfair insurance practice for an insurer to charge an increased premium to reinstate motor
9	vehicle insurance that has been canceled or suspended, or for a new policy that replaces a canceled policy issued
10	by a different insurer, when the sole reason that the policy was canceled or suspended by the insured was
11	service outside this state as part of the United States Armed Forces or on active duty with the Armed Forces
12	Reserve or the National Guard.
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	
23	
24	
25	
26	
27	
28	
29	
30	
31	

CODING: Words stricken are deletions; words <u>underlined</u> are additions.