

Bill No. SB 1596

Barcode 134330

CHAMBER ACTION

Senate

House

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Comm: RCS
04/25/2006 09:53 PM

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The Committee on Criminal Justice (Haridopolos) recommended
the following amendment:

Senate Amendment (with title amendment)

On page 11, between lines 10 and 11,

and insert:

Section 12. Subsection (4) of section 627.912, Florida
Statutes, is amended to read:

627.912 Professional liability claims and actions;
reports by insurers and health care providers; annual report
by office.--

(4) There shall be no liability on the part of, and no
cause of action of any nature shall arise against, any person
or entity reporting hereunder or its agents or employees or
the office or its employees for any action taken by them under
this section. The office may ~~shall~~ impose a fine of up to
\$250 per day per case, but not to exceed a total of \$10,000
per case, against an insurer, commercial self-insurance fund,
medical malpractice self-insurance fund, or risk retention
group that violates the requirements of this section, except

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1 that the office may impose a fine of \$250 per day per case,
2 not to exceed a total of \$1,000 per case, against an insurer
3 providing professional liability insurance to a member of The
4 Florida Bar, which insurer violates the provisions of this
5 section. If a health care practitioner or health care facility
6 violates the requirements of this section, it shall be
7 considered a violation of the chapter or act under which the
8 practitioner or facility is licensed and shall be grounds for
9 a fine or disciplinary action as such other violations of the
10 chapter or act. The office may adjust a fine imposed under
11 this subsection by considering the financial condition of the
12 licensee, the premium volume written, the ratio of violations
13 to compliance, and other mitigating factors as determined by
14 the office.

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16 (Redesignate subsequent sections.)

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

20 And the title is amended as follows:

21 On page 2, line 19, after the semicolon,

22

23 insert:

24 amending s. 627.912, F.S.; authorizing the
25 Office of Insurance Regulation to adjust
26 certain fines;

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