

Bill No. SB 1596

Barcode 962006

CHAMBER ACTION

Senate

House

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The Committee on Health Care (Fasano) recommended the following amendment:

Senate Amendment (with title amendment)

On page 11, between lines 10 and 11,

insert:

Section 12. Subsection (1) of section 627.7401, Florida Statutes, is amended to read:

627.7401 Notification of insured's rights.--

(1) The commission, by rule, shall adopt a form for the notification of insureds of their right to receive personal injury protection benefits under the Florida Motor Vehicle No-Fault Law. Such notice shall include:

(a) A description of the benefits provided by personal injury protection, including, but not limited to, the specific types of services for which medical benefits are paid, disability benefits, death benefits, significant exclusions from and limitations on personal injury protection benefits, when payments are due, how benefits are coordinated with other insurance benefits that the insured may have, penalties and

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1 interest that may be imposed on insurers for failure to make
2 timely payments of benefits, and rights of parties regarding
3 disputes as to benefits; ~~and-~~

4 (b) A statement that:

5 1. Pursuant to s. 626.9892, the Department of
6 Financial Services may pay rewards of up to \$25,000 to persons
7 providing information leading to the arrest and conviction of
8 persons committing crimes investigated by the Division of
9 Insurance Fraud arising from violations of s. 440.105, s.
10 624.15, s. 626.9541, s. 626.989, or s. 817.234;

11 2. Pursuant to s. 627.736(6)(e)1., if the insured
12 notifies the insurer of a billing error, the insured may be
13 entitled to a certain percentage of a reduction in the amount
14 paid by the insured's motor vehicle insurer; and

15 3. Solicitation of a person injured in a motor vehicle
16 crash for purposes of filing personal injury protection or
17 tort claims could be a violation of s. 817.234, s. 817.505, or
18 the rules regulating The Florida Bar, and such conduct should
19 be immediately reported to the Division of Insurance Fraud.

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21

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

23 And the title is amended as follows:

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

25

26 insert:

27 amending s. 627.7401, F.S.; requiring that
28 notice to consumers of possible insurance fraud
29 be added to the notice of consumer's rights to
30 receive personal injury protection benefits
31 under the Florida Motor Vehicle No-Fault Law;