

Bill No. CS for CS for SB 1980

Barcode 272768

	CHAMBER ACTION	
<u>Senate</u>		<u>House</u>

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Floor: WD/2R
05/04/2006 05:59 PM

11 Senator Fasano moved the following **amendment to amendment**
12 (754398):

14 **Senate Amendment (with title amendment)**

15 On page 3, lines 9-20, delete those lines

17 and insert:

18 (2)(a) Any insurer that has paid a claim for a
19 sinkhole loss shall file a copy of the report and
20 certification, prepared pursuant to subsection (1), including
21 the legal description of the real property and the name of the
22 property owner, with the county clerk of court ~~property~~
23 ~~appraiser,~~ who shall record the report and certification ~~with~~
24 ~~the parcel number.~~ The insurer shall bear the cost of filing
25 and recording the report and certification. There shall be no
26 cause of action or liability against an insurer for compliance
27 with this section. The recording of the report and
28 certification does not:

29 1. Constitute a lien, encumbrance, or restriction on
30 the title to the real property or constitute a defect in the
31 title to the real property;

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1 2. Create any cause of action or liability against any
2 grantor of the real property for breach of any warranty of
3 good title or warranty against encumbrances; or

4 3. Create any cause of action or liability against any
5 title insurer that insures the title to the real property.

6 (b) The seller of real property upon which a sinkhole
7 claim has been made by the seller and paid by the insurer
8 shall disclose to the buyer of such property that a claim has
9 been paid and whether or not the full amount of the proceeds
10 were used to repair the sinkhole damage.

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

14 And the title is amended as follows:

15 On page 23, line 6, after the semicolon,
16
17 insert:

18 providing that the recording of the report and
19 certification does not constitute certain
20 restrictions or create certain causes of action
21 or liabilities;

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