Bill No. CS for SB 286

Barcode 064042

CHAMBER ACTION

	CHAMBER ACTION <u>Senate</u> <u>House</u>
1	
2	·
3	Floor: 9/AD/2R 05/04/2006 10:30 AM
4	
5	
6	
7	
8	
9	
10	
11	Senator Fasano moved the following amendment:
12	
13	Senate Amendment
14	On page 10, lines 18-24, delete those lines
15	
16	and insert:
17	(15) If the insurer timely agrees in writing to comply
18	and timely complies with the recommendation of the neutral
19	evaluator, but the policyholder declines to resolve the matter
20	in accordance with the recommendation of the neutral evaluator
21	pursuant to this section:
22	a. The insurer is not liable for extra-contractual
23	damages related to a claim for a sinkhole loss but only as
24	related to the issues determined by the neutral evaluation
25	process. This section does not affect or impair claims for
26	extra contractual damages unrelated to the issues determined
27	by the neutral evaluation process contained in this section;
28	and
29	b. The insurer is not liable for attorney's fees under
30	s. 627.428 or other provisions of the insurance code unless
31	the policyholder obtains a judgment that is more favorable
	1.44C DW 05/03/06

Barcode 064042

1	<u>than</u>	the	recommendation	of	the	neutral	evaluator.
2							
3							
4							
5							
6							
7							
8							
9							
10							
11							
12							
13							
14							
15							
16							
17							
18							
19							
20							
21							
22							
23							
24							
25							
26							
27							
28							
29							
30							
31						2	
	4:46	PM	05/02/06		:	2	sO