

CHAMBER ACTION

1 The Transportation & Economic Development Appropriations
2 Committee recommends the following:

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4 **Council/Committee Substitute**

5 Remove the entire bill and insert:

6 A bill to be entitled

7 An act relating to travel-limited life insurance coverage;
8 providing a short title; amending s. 626.9541, F.S.;
9 specifying prohibited activities by insurers for life
10 insurance coverage relating to lawful travel experiences
11 or plans; authorizing the Financial Services Commission to
12 adopt rules and provide certain limited exceptions based
13 on emergency conditions and public policy; providing an
14 effective date.

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16 Be It Enacted by the Legislature of the State of Florida:

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18 Section 1. This act may be cited as the "Freedom to Travel
19 Act."

20 Section 2. Paragraph (dd) is added to subsection (1) of
21 section 626.9541, Florida Statutes, to read:

22 626.9541 Unfair methods of competition and unfair or
23 deceptive acts or practices defined.--

24 (1) UNFAIR METHODS OF COMPETITION AND UNFAIR OR DECEPTIVE
25 ACTS.--The following are defined as unfair methods of
26 competition and unfair or deceptive acts or practices:

27 (dd) Life insurance limitations based on past foreign
28 travel experiences or future foreign travel plans.--

29 1. An insurer may not refuse life insurance to, refuse to
30 continue the life insurance of, or limit the amount, extent, or
31 kind of life insurance coverage available to an individual based
32 solely on the individual's past lawful foreign travel
33 experiences.

34 2. An insurer may not refuse life insurance to, refuse to
35 continue the life insurance of, or limit the amount, extent, or
36 kind of life insurance coverage available to an individual based
37 solely on the individual's future lawful travel plans unless the
38 insurer can demonstrate, and the Office of Insurance Regulation
39 determines, that insureds who intend to travel are a separate
40 actuarially supportable class whose risk of loss is different
41 from those insureds who do not intend to travel.

42 3. The commission may adopt rules pursuant to ss.
43 120.536(1) and 120.54 necessary to implement this paragraph and
44 may provide for limited exceptions that are based upon national
45 or international emergency conditions that affect the public
46 health, safety, and welfare and that are consistent with public
47 policy.

48 Section 3. This act shall take effect July 1, 2006.