

Amendment No. (for drafter's use only)

CHAMBER ACTION

Senate

House

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1 Representative(s) Planas offered the following:

2  
3 **Amendment to Amendment (074037) (with title amendment)**

4 Between lines 4305 and 4306, insert:

5 Section 29. Subsection (11) is added to section 624.424,  
6 Florida Statutes, to read:

7 624.424 Annual statement and other information.--

8 (11) (a) Any filing required to be submitted to the office  
9 by a property insurer under this section or under s. 624.413, s.  
10 627.062(2)(b), or s. 624.448 shall include a statement of  
11 certification signed under oath by the chief executive officer  
12 and the chief financial officer of the insurer certifying that  
13 the business and financial data provided in conjunction with  
14 such filing fairly represents in all material respects the true  
15 and accurate financial condition of the insurer's business  
16 operations. The office shall disregard and return, without  
17 prejudice for refiling, any filing made by an insurer that does  
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18 | not include the sworn statements of certification required by  
19 | this subsection.

20 |       (b) A person signing a statement of certification as  
21 | required by this subsection in conjunction with the submission  
22 | of a filing known by such person to materially misrepresent the  
23 | business or financial condition of the insurer constitutes a  
24 | felony of the third degree, punishable as provided in s.  
25 | 775.082, s. 775.083, or s. 775.084. Willfully falsifying any  
26 | business or financial data of an insurer with the intent of  
27 | materially misrepresenting an insurer's business or financial  
28 | condition in any filing subject to the statement of  
29 | certification requirement of this subsection constitutes a  
30 | felony of the first degree, punishable as provided in s.  
31 | 775.082, s. 775.083, or s. 775.084.

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34 | ===== T I T L E   A M E N D M E N T =====

35 |       Remove line 4786 and insert:  
36 |       fraud; amending s. 624.424, F.S.; specifying additional  
37 |       requirements for insurer filings relating to a statement  
38 |       of certification of an insurer's financial condition;  
39 |       providing procedures; providing criminal penalties for  
40 |       certain violations; creating the Task Force on Hurricane  
41 |       Mitigation and