

Bill No. SB 4-A

Barcode 660122

1 after Mar 1, 2007.

2 (4) Any existing Florida-only property insurer that is
3 member of a holding company subject to s. 628.801 shall cease
4 writing new policies after March 1, 2007. The Florida-only
5 property insurer shall transfer all Florida policies to an
6 affiliate that is authorized to transact property insurance in
7 other states and this state. The Florida-only property insurer
8 shall file a plan for the transfer of policies with the office
9 for approval, by June 1, 2007. The plan shall provide for the
10 transfer of all policies within eighteen months of the date
11 the plan is approved by the office. A Florida-only property
12 insurer may not cancel or renew any policy except as permitted
13 by the plan which is approved by the office, except for
14 nonpayment of premium or fraud by the policyholder. Upon
15 transfer of all policies, the Florida-only property insurer
16 shall surrender its certificate of authority.

17 (5) If the holding company or affiliated insurer does
18 not have an affiliated property and casualty insurer
19 authorized to write property and casualty policies in this
20 state, then the Florida-only insurer shall, upon approval of
21 the office, transfer its policies to another insurer. The
22 assuming insurer shall be able to count the additional
23 policies assumed for exposure reporting purposes with the
24 Florida Hurricane Catastrophe Fund.

25 (6) If no other insurer will accept the transfer of
26 policies, the Florida-only insurer may make a one-time
27 election to transfer its policies to the Citizens Property
28 Insurance Corporation by May 30, 2007. The transfer shall be
29 made by an assumption that includes the payment of all
30 unearned premium from the Florida-only insurer to Citizens for
31 the duration of the policy period. Any insurance holding

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1 company group opting to make this one-time election shall
 2 surrender the certificate of authority of its Florida-only
 3 insurer within 30 days after the transfer of policies, and for
 4 10 years thereafter, a member of the insurance holding company
 5 group is not eligible to apply for a new certificate of
 6 authority in the state of Florida.

7 (7) The commission may adopt rules necessary to
 8 implement the provisions of this section.

9
 10 (Redesignate subsequent sections.)

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 12

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 5, line 25, after the semicolon,

16
 17 insert:

18 creating s. 624.4096, F.S.; providing a
 19 definition for the term "Florida-only property
 20 insurer; prohibiting an insurer from forming a
 21 certain subsidiary or affiliate; prohibiting an
 22 insurer from operating a certain subsidiary or
 23 affiliate for a limited time; providing that
 24 certain Florida-only property insurers to cease
 25 writing new policies; requiring a Florida-only
 26 property insurer to transfer policies to
 27 certain affiliates; prohibiting a Florida-only
 28 property insurer from canceling or renewing a
 29 policy; requiring a Florida-only property
 30 insurer to surrender its certificate of
 31 authority; requiring a Florida-only property to

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1 transfer its policies to another insurer under
2 certain conditions; authorizing a Florida-only
3 insurer to make a one-time election to transfer
4 its policies to the Citizens Property Insurance
5 Corporation; authorizing the commission to
6 adopt rules;

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