

By Senator Fasano

11-00383-08

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1 A bill to be entitled

2 An act relating to insurance; amending s. 626.9541, F.S.;

3 providing that an insurer's failure to offer in this state

4 any kind or line of insurance which it offers in another

5 jurisdiction constitutes an unfair method of competition

6 and unfair or deceptive act; providing penalties;

7 providing for rules; providing an effective date.

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

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11 Section 1. Paragraph (ee) is added to subsection (1) of

12 section 626.9541, Florida Statutes, to read:

13 626.9541 Unfair methods of competition and unfair or

14 deceptive acts or practices defined.--

15 (1) UNFAIR METHODS OF COMPETITION AND UNFAIR OR DECEPTIVE

16 ACTS.--The following are defined as unfair methods of competition

17 and unfair or deceptive acts or practices:

18 (ee) Selectively limiting insurance offerings.--Failing to

19 offer in this state a kind or line of insurance which the insurer

20 offers in another jurisdiction. An insurer need not offer every

21 kind or line of insurance, or any particular kind or line of

22 insurance, in this state; however, if an insurer offers a

23 particular kind or line of insurance anywhere the insurer does

24 business, the insurer must offer the same kind or line in this

25 state. The commission shall adopt rules to administer this

26 paragraph.

27 Section 2. This act shall take effect July 1, 2008.