



833342

LEGISLATIVE ACTION

Senate	.	House
	.	
	.	
	.	
	.	
	.	

---

The Committee on Banking and Insurance (Smith) recommended the following:

**Senate Amendment (with title amendment)**

Delete lines 169 - 188  
and insert:

(3) (a) If a natural person violates s. 626.9541(1) (1), the offense known as "twisting," or violates s. 626.9541(1) (aa), the offense known as "churning," the person commits a misdemeanor of the first degree, punishable as provided in s. 775.082, and an administrative fine not greater than \$5,000 shall be imposed for each nonwillful violation or an administrative fine not greater than \$40,000 shall be imposed for each willful violation. To impose criminal penalties under this paragraph, the practice of



833342

13 "churning" or "twisting" must involve fraudulent conduct.  
14 ===== T I T L E A M E N D M E N T =====  
15 And the title is amended as follows:  
16       Delete lines 15 - 20  
17 and insert:  
18       policies; amending s. 626.9521, F.S.; providing that the  
19 failure to ascertain a