



642548

LEGISLATIVE ACTION

Senate	.	House
Comm: WD	.	
04/17/2009	.	
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The Policy and Steering Committee on Ways and Means (Baker) recommended the following:

Senate Amendment

Delete lines 1662 - 1691
and insert:

(5) A final accounting report documenting the assessment recouped shall be submitted to the office within 60 days after the recoupment period ends. The chief executive officer or chief financial officer must certify under oath and subject to the penalty of perjury, on a form approved by the commission, that he or she has reviewed the report; that the information in the report is true and accurate; and that, based on his or her



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12 knowledge:

13 (a) The report does not contain any untrue statement of a
14 material fact or omit a material fact necessary in order to make
15 the statements not misleading, in light of the circumstances
16 under which the statements were made;

17 (b) The effective dates of the recoupment period are
18 correct;

19 (c) The recoupment factor used is correct;

20 (d) The direct written premium and associated recoupment
21 amounts received each month for the entire recoupment period are
22 correct; and

23 (e) All excess recoupment moneys have been paid to the
24 corporation.

25 (6) Any insurer or insurer group that does not elect to use
26 this process to recoup an assessment amount that it has paid is
27 prohibited from including this uncollected assessment amount as
28 any component in any subsequent rate filing required by s.
29 627.062 or s. 627.0651.

30 (7)~~(4)~~ The commission may adopt rules to implement this