

HB 711

2009

1 A bill to be entitled
2 An act relating to wrongful death coverage; amending s.
3 768.21, F.S.; prohibiting certain insurance policies from
4 including family exclusions for wrongful death claims;
5 providing applicability; providing an effective date.
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7 Be It Enacted by the Legislature of the State of Florida:
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9 Section 1. Subsection (9) is added to section 768.21,
10 Florida Statutes, to read:

11 768.21 Damages.--All potential beneficiaries of a recovery
12 for wrongful death, including the decedent's estate, shall be
13 identified in the complaint, and their relationships to the
14 decedent shall be alleged. Damages may be awarded as follows:

15 (9) A motor vehicle liability insurance policy which
16 provides bodily injury liability coverage may not, on the basis
17 that the decedent or a claimant is an insured, a relative of an
18 insured, or a member of the household of an insured, exclude
19 insurance coverage for damages that are recoverable under this
20 section.

21 Section 2. This act shall take effect July 1, 2009, and
22 apply to motor vehicle insurance policies entered into or
23 renewed on or after this date.