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LEGISLATIVE ACTION

Senate

House

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Floor: AD/2R

01/14/2009 10:47 AM

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The Conference Committee on CS for SB 28-A recommended the following:

**Senate Conference Committee Amendment (with title amendment)**

Delete everything after the enacting clause and insert:

Section 1. Paragraph (f) of subsection (2) of section 215.5595, Florida Statutes, is amended to read:

215.5595 Insurance Capital Build-Up Incentive Program.—

(2) The purpose of this section is to provide funds in exchange for surplus notes to be issued by new or existing authorized residential property insurers under the Insurance



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12 Capital Build-Up Incentive Program administered by the State  
13 Board of Administration, under the following conditions:

14 (f)1. The surplus note must be repayable to the state with  
15 a term of 20 years. The surplus note shall accrue interest on  
16 the unpaid principal balance at a rate equivalent to the 10-year  
17 U.S. Treasury Bond rate, require the payment only of interest  
18 during the first 3 years, and include such other terms as  
19 approved by the board. The board may charge late fees up to 5  
20 percent for late payments or other late remittances. Payment of  
21 principal, interest, or late fees by the insurer on the surplus  
22 note must be approved by the Commissioner of Insurance, who  
23 shall approve such payment unless the commissioner determines  
24 that such payment will substantially impair the financial  
25 condition of the insurer. If such a determination is made, the  
26 commissioner shall approve such payment that will not  
27 substantially impair the financial condition of the insurer.

28 2. Within 30 days after receiving principal, interest, and  
29 late fees from insurers, the board shall deposit such moneys  
30 into the General Revenue Fund.

31 Section 2. This act shall take effect upon becoming a law.

32  
33 ===== T I T L E A M E N D M E N T =====

34 And the title is amended as follows:

35 Delete everything before the enacting clause  
36 and insert:

37 A bill to be entitled  
38 An act relating to the Insurance Capital Build-Up Incentive  
39 Program; amending s. 215.5595, F.S.; requiring that repayments  
40 made by property insurers of surplus notes issued under the



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41 program be deposited into the General Revenue Fund; providing an  
42 effective date.