

By the Committee on Banking and Insurance

597-02033-10

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1                   A bill to be entitled  
2       An act relating to a review under the Open Government  
3       Sunset Review Act; amending s. 627.06292, F.S.,  
4       relating to an exemption from public-records  
5       requirements for reports of hurricane loss data and  
6       associated exposure data that are specific to a  
7       particular insurance company; requiring the Florida  
8       International University center to annually publish a  
9       report summarizing loss data and associated exposure  
10      data collected from residential property insurers and  
11      licensed rating and advisory organizations; requiring  
12      the center to file the report with the Governor and  
13      Legislature; saving the exemption from repeal under  
14      the Open Government Sunset Review Act; deleting  
15      provisions that provide for the repeal of the  
16      exemption; providing an effective date.

17  
18 Be It Enacted by the Legislature of the State of Florida:

19  
20       Section 1. Section 627.06292, Florida Statutes, is amended  
21      to read:

22       627.06292 Reports of hurricane loss data and associated  
23      exposure data; public records exemption.—

24       (1) Reports of hurricane loss data and associated exposure  
25      data that are specific to a particular insurance company, as  
26      reported by an insurer or a licensed rating organization to the  
27      office or to a center at a state university pursuant to s.  
28      627.06281, are exempt from s. 119.07(1) and s. 24(a), Art. I of  
29      the State Constitution.

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30 (2) For the purposes of this section, "loss data and  
31 associated exposure data" means the type, age, wind mitigation  
32 features, and location of each property insured; the amount and  
33 type of coverage written on each of those properties; the  
34 amount, date, and type of damage paid for by the insurer on each  
35 property; and the amount of any reserves held by an insurer for  
36 future payments or expenses on damages associated with the date  
37 or dates of occurrence of hurricanes.

38 (3) On October 1, 2011, and each subsequent October 1, the  
39 Florida International University center that develops,  
40 maintains, and updates the public model for hurricane loss  
41 projections shall publish a report summarizing loss data and  
42 associated exposure data collected from residential property  
43 insurers and licensed rating and advisory organizations. The  
44 Florida International University center shall annually submit  
45 the report on or before October 1 to the Governor, the President  
46 of the Senate, and the Speaker of the House of Representatives.

47 (a) Such report must include a summary of the data supplied  
48 by residential property insurers and licensed rating and  
49 advisory organizations from September 1 of the prior year to  
50 August 31 of the current year, including:

51 1. The total amount of insurance written by county.

52 2. The number of property insurance policies by county.

53 3. The number of property insurance policies by county and  
54 by construction type.

55 4. The number of property insurance policies by county and  
56 by decade of construction.

57 5. The number of property insurance policies by county and  
58 by deductible amount.

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59       6. The number of property insurance policies by county and  
60 by wind mitigation features when the information is supplied by  
61 the residential property insurer or licensed rating and advisory  
62 organization.

63       7. The total amount of hurricane losses by county and by  
64 decade of construction.

65       8. The total amount of hurricane losses by county and by  
66 deductible amount.

67       9. The total amount of hurricane losses by county and by  
68 wind mitigation features when the information is supplied by the  
69 residential property insurer or licensed rating and advisory  
70 organization.

71       (b) Separate compilations shall be presented of the data  
72 obtained in order to use the public model for calculating rate  
73 indications and to update, validate, or calibrate the public  
74 model. Additional detail and a description of the operation and  
75 maintenance of the public model may be included in the report.

76       (c) The report may not contain any information that  
77 identifies a specific insurer or policyholder.

78       ~~(3) This section is subject to the Open Government Sunset~~  
79 ~~Review Act in accordance with s. 119.15, and shall stand~~  
80 ~~repealed on October 2, 2010, unless reviewed and saved from~~  
81 ~~repeal through reenactment by the Legislature.~~

82       Section 2. This act shall take effect October 1, 2010.