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LEGISLATIVE ACTION

Senate	.	House
Comm: UNFAV	.	
04/13/2011	.	
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The Committee on Banking and Insurance (Smith) recommended the following:

1 **Senate Amendment to Amendment (155418) (with title**
2 **amendment)**

3
4 Between lines 244 and 245
5 insert:

6 Section 9. Paragraph (f) of subsection (7) of section
7 627.062, Florida Statutes, is redesignated as paragraph (g), and
8 paragraph (f) is added to that subsection, to read:

9 627.062 Rate standards.—

10 (7)

11 (f) In reviewing any rate filing under this subsection, the
12 office shall consider as part of the insurer's rate base the



13 insurer's loss adjustment expenses or defense and cost
14 containment expenses only to the extent that the expenses are
15 below or do not exceed the national average for such expenses,
16 as determined by the office, for the prior calendar year. An
17 insurer's loss adjustment expenses or defense and cost
18 containment expenses in excess of the national average may not
19 be used to justify a rate or rate change.

20
21 ===== T I T L E A M E N D M E N T =====

22 And the title is amended as follows:

23 Delete line 700

24 and insert:

25 surgery risks if the patient form is executed;
26 amending s. 627.062, F.S.; requiring the Office of
27 Insurance Regulation to consider, as part of the
28 insurer's rate base, the insurer's loss adjustment
29 expenses or defense and cost containment expenses;
30 providing that a rate or rate change may not be
31 justified by an insurer's loss adjustment expenses or
32 defense and cost containment expenses in excess of the
33 national average;