

**The Florida Senate**  
**BILL ANALYSIS AND FISCAL IMPACT STATEMENT**

(This document is based on the provisions contained in the legislation as of the latest date listed below.)

Prepared By: The Professional Staff of the Banking and Insurance Committee

BILL: SB 1518  
 INTRODUCER: Senator Hays  
 SUBJECT: Property and Casualty Insurance  
 DATE: January 31, 2012      REVISED: \_\_\_\_\_

	ANALYST	STAFF DIRECTOR	REFERENCE	ACTION
1.	Matiyow	Burgess	BI	<b>Favorable</b>
2.			BC	
3.				
4.				
5.				
6.				

**I. Summary:**

The bill repeals s. 627.3519, F.S., which requires the Financial Services Commission to provide to the Legislature an annual report on probable maximum losses, financing options, and potential assessments for the Florida Hurricane Catastrophe Fund and Citizens Property Insurance Corporation.

This bill repeals the following section of the Florida Statutes: 627.3519.

**II. Present Situation:**

In 2006<sup>1</sup> the Legislature enacted s. 627.3519, F.S., which requires the Financial Services Commission (FSC) to provide the Legislature, by February 1<sup>st</sup> each year, a report on the probable maximum losses for the Florida Hurricane Catastrophe Fund (Fund) and Citizens Property Insurance Corporation (Citizens), resulting from a 50-year, 100-year, and 250-year storm. The report must lay out financing options for the Fund and Citizens, including the need for assessments. Additionally, the report is to include analysis of all reasonable financing strategies for each such event, including the amount and term of debt instruments; specification of the percentage assessments that would be needed to support each of the financing strategies; and calculations of the aggregate assessment burden on Florida property and casualty policyholders for each event.

The Office of Insurance Regulation (OIR) prepares the report on behalf of the FSC. The OIR does not compute or generate the information required to be reported. Much of the information

<sup>1</sup> s. 20, ch. 2006-12 L.O.F.

needed in the report is already computed by the Fund and by Citizens and provided to various stakeholders, such as potential bond investors, rating agencies, public policymakers, and the advisory and governing boards of the Fund and Citizens. Thus, the information contained in the report is readily available from other resources.

### **III. Effect of Proposed Changes:**

**Section 1:** Repeals s. 627.3519, F.S., relating to an annual report of aggregate net probable maximum losses, financing options, and potential assessments.

**Section 2:** Provides an effective date of July 1, 2012.

#### **Other Potential Implications:**

### **IV. Constitutional Issues:**

A. Municipality/County Mandates Restrictions:

None.

B. Public Records/Open Meetings Issues:

None.

C. Trust Funds Restrictions:

None.

### **V. Fiscal Impact Statement:**

A. Tax/Fee Issues:

None.

B. Private Sector Impact:

None.

C. Government Sector Impact:

The Office of Insurance Regulation staff will no longer have to compile a duplicative report that is currently available through other sources.

### **VI. Technical Deficiencies:**

None.

**VII. Related Issues:**

None.

**VIII. Additional Information:**

**A. Committee Substitute – Statement of Substantial Changes:**

(Summarizing differences between the Committee Substitute and the prior version of the bill.)

None.

**B. Amendments:**

None.

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This Senate Bill Analysis does not reflect the intent or official position of the bill's introducer or the Florida Senate.

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