



939378

LEGISLATIVE ACTION

Senate

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House

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Floor: WD/2R

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04/29/2013 03:35 PM

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Senator Richter moved the following:

Senate Amendment (with title amendment)

Between lines 3939 and 3940

insert:

Section 61. Subsection (1) and paragraphs (a) and (b) of subsection (2) of section 627.744, Florida Statutes, are amended to read:

627.744 Required preinsurance inspection of private passenger motor vehicles.—

(1) A private passenger motor vehicle insurance policy providing physical damage coverage, including collision or comprehensive coverage, may not be issued in this state unless the insurer has inspected the motor vehicle in accordance with



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14 this section. The physical damage coverage on the motor vehicle
15 may not be suspended during the term of the policy due to the
16 applicant's failure to provide the required documents. However,
17 payment of a claim may be conditioned upon the receipt by the
18 insurer of the required documents, and no physical damage loss
19 occurring after the effective date of the coverage is payable
20 until the documents are provided to the insurer.

21 (2) This section does not apply:

22 (a) To a policy for a policyholder who has been insured for
23 2 years or longer, without interruption, under a private
24 passenger motor vehicle policy which provides physical damage
25 coverage on any vehicle, if the agent of the insurer verifies
26 the previous coverage.

27 (b) To a new, unused motor vehicle purchased or leased from
28 a licensed motor vehicle dealer or leasing company, if the
29 insurer is provided with:

30 1. A bill of sale or buyer's order or lease agreement which
31 contains a full description of the motor vehicle, ~~including all~~
32 ~~options and accessories~~; or

33 2. A copy of the title or registration which establishes
34 transfer of ownership from the dealer or leasing company to the
35 customer and a copy of the window sticker ~~or the dealer invoice~~
36 ~~showing the itemized options and equipment and the total retail~~
37 ~~price of the vehicle.~~

38
39 ~~For the purposes of this paragraph, the physical damage coverage~~
40 ~~on the motor vehicle may not be suspended during the term of the~~
41 ~~policy due to the applicant's failure to provide the required~~
42 ~~documents. However, payment of a claim is conditioned upon the~~



43 ~~receipt by the insurer of the required documents, and no~~
44 ~~physical damage loss occurring after the effective date of the~~
45 ~~coverage is payable until the documents are provided to the~~
46 ~~insurer.~~

47
48 ===== T I T L E A M E N D M E N T =====

49 And the title is amended as follows:

50 Delete line 311

51 and insert:

52 Highway Safety Operating Trust Fund; amending s.
53 627.744, F.S.; revising and clarifying provisions
54 relating to required preinsurance inspections of
55 private passenger motor vehicles; revising provisions
56 for exceptions to required inspections by insurers;
57 amending s.