

Amendment No. 5

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	—	(Y/N)
ADOPTED AS AMENDED	—	(Y/N)
ADOPTED W/O OBJECTION	—	(Y/N)
FAILED TO ADOPT	—	(Y/N)
WITHDRAWN	—	(Y/N)
OTHER	—	

1 Committee/Subcommittee hearing bill: Regulatory Affairs
 2 Committee

3 Representative Nelson offered the following:

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 5 **Amendment (with title amendment)**

6 Between lines 790 and 791, insert:

7 Section 16. Subsections (6) and (14) of section 626.854,
 8 Florida Statutes, are amended to read:

9 626.854 "Public adjuster" defined; prohibitions.—The
 10 Legislature finds that it is necessary for the protection of the
 11 public to regulate public insurance adjusters and to prevent the
 12 unauthorized practice of law.

13 ~~(6) A public adjuster may not directly or indirectly~~
 14 ~~through any other person or entity initiate contact or engage in~~
 15 ~~face-to-face or telephonic solicitation or enter into a contract~~
 16 ~~with any insured or claimant under an insurance policy until at~~
 17 ~~least 48 hours after the occurrence of an event that may be the~~

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18 ~~subject of a claim under the insurance policy unless contact is~~
19 ~~initiated by the insured or claimant.~~

20 ~~(14) A company employee adjuster, independent adjuster,~~
21 ~~attorney, investigator, or other persons acting on behalf of an~~
22 ~~insurer that needs access to an insured or claimant or to the~~
23 ~~insured property that is the subject of a claim must provide at~~
24 ~~least 48 hours' notice to the insured or claimant, public~~
25 ~~adjuster, or legal representative before scheduling a meeting~~
26 ~~with the claimant or an onsite inspection of the insured~~
27 ~~property. The insured or claimant may deny access to the~~
28 ~~property if the notice has not been provided. The insured or~~
29 ~~claimant may waive the 48-hour notice.~~

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35 **T I T L E A M E N D M E N T**

36 Remove line 64 and insert:

37 a cross-reference; amending s. 626.854, F.S.; removing a
38 prohibition on contact with an insured or claimant by a public
39 adjuster; removing a provision requiring notice to certain
40 persons before scheduling a meeting with a claimant or
41 inspection of property; removing a waiver of the notice;
42 amending s. 626.8805, F.S.;