



805018

LEGISLATIVE ACTION

Senate

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House

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The Committee on Judiciary (Soto) recommended the following:

**Senate Amendment (with title amendment)**

Delete everything after the enacting clause  
and insert:

Section 1. Section 627.422, Florida Statutes, is amended to  
read:

627.422 Assignment of policies; post-loss assignment of  
benefits.—

(1) A policy may be assignable, or not assignable, as  
provided by its terms. Subject to its terms relating to  
assignability, any life or health insurance policy under the



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12 terms of which the beneficiary may be changed upon the sole  
13 request of the policyowner may be assigned either by pledge or  
14 transfer of title, by an assignment executed by the policyowner  
15 alone and delivered to the insurer, regardless of whether or not  
16 the pledgee or assignee is the insurer. Any such assignment  
17 entitles shall entitle the insurer to deal with the assignee as  
18 the owner or pledgee of the policy in accordance with the terms  
19 of the assignment, until the insurer has received at its home  
20 office written notice of termination of the assignment or pledge  
21 or written notice by or on behalf of some other person claiming  
22 some interest in the policy in conflict with the assignment.

23 (2) (a) A personal lines residential property insurance or  
24 commercial residential property insurance policy may not  
25 prohibit the post-loss assignment of benefits; however, a  
26 policyowner is limited to assigning only the benefits of such  
27 policy which are applicable to the work performed or to be  
28 performed by the assignee as a result of the loss.

29 (b) Before an assignment may be made under paragraph (a),  
30 an assignee shall provide the policyowner with a written listing  
31 of the work to be performed. If it is later determined that  
32 additional work is required as a result of the loss, the  
33 policyowner must receive and approve a written listing of the  
34 additional work before the additional work is performed. The  
35 assignee must provide the policyowner with legible copies of all  
36 estimates and invoices sent by the assignee to the insurer.

37 Section 2. This act shall take effect July 1, 2015.

38  
39 ===== T I T L E A M E N D M E N T =====

40 And the title is amended as follows:



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41 Delete everything before the enacting clause  
42 and insert:

43 A bill to be entitled  
44 An act relating to assignment of post-loss insurance  
45 policy benefits; amending s. 627.422, F.S.; providing  
46 that certain residential property insurance policies  
47 may not prohibit the post-loss assignment of benefits;  
48 limiting policyowners of such policies to assigning  
49 only the policy benefits that are applicable to the  
50 work performed or to be performed by the assignee as a  
51 result of the loss; requiring an assignee to provide  
52 the policyholder with specified listings of work and  
53 legible copies of all estimates and invoices sent by  
54 the assignee to the insurer; providing an effective  
55 date.