

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	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

1 Committee/Subcommittee hearing bill: Insurance & Banking  
 2 Subcommittee  
 3 Representative Perry offered the following:

**Amendment (with title amendment)**

Remove lines 41-54 and insert:

7 Section 2. Present paragraphs (b) and (c) of subsection (1) of  
 8 section 627.43141, Florida Statutes, are redesignated as  
 9 paragraphs (c) and (d), respectively, a new paragraph (b) is  
 10 added to that subsection, subsection (2) of that section is  
 11 amended, present subsections (3) through (6) of that section are  
 12 redesignated as subsections (4) through (7), respectively, and a  
 13 new subsection (3) is added to that section, to read:

627.43141 Notice of change in policy terms.—

(1) As used in this section, the term:

(b) "Optional coverage" means the addition of new  
 insurance coverage that has not previously been requested or

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18 approved by the policyholder but that does not include any  
19 change to the base policy or a deductible or an insurance limit.

20 (2) A renewal policy may contain a change in policy terms.  
21 ~~If a renewal policy does contain~~ such change occurs, the insurer  
22 shall ~~must~~ give the named insured advance written notice of the  
23 change, which may ~~must~~ be enclosed ~~along~~ with the written notice  
24 of renewal premium required under ~~by~~ ss. 627.4133 and 627.728 or  
25 sent separately within the timeframe required under the Florida  
26 Insurance Code for the provision of a notice of nonrenewal to  
27 the named insured for that line of insurance. The insurer must  
28 also provide a sample copy of the notice to the named insured's  
29 insurance agent before or at the same time that notice is  
30 provided to the named insured. Such notice shall be entitled  
31 "Notice of Change in Policy Terms."

32 (3) A renewal policy that includes the addition of  
33 optional coverage that increases the premium to a policyholder  
34 may not use the "Notice of Change in Policy Terms" under this  
35 section to add the optional coverage to the policy unless the  
36 policyholder affirmatively indicates to the insurer or agent  
37 that the policyholder approves the addition of the optional  
38 coverage.

40 -----  
41 **T I T L E   A M E N D M E N T**

42 Remove lines 2-8 and insert:

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43 An act relating to insurer notifications; amending s.  
44 627.421, F.S.; authorizing a policyholder of personal  
45 lines insurance to elect delivery of policy documents  
46 by electronic means; amending s. 627.43141, F.S.;  
47 defining the term "optional coverage"; revising the  
48 requirements applicable to insurers when providing a  
49 notice of change in policy terms for a renewal policy  
50 to include the requirement that the notice be an  
51 advance notice and to allow such notice to be sent  
52 separately from the notice of renewal premium within a  
53 specified timeframe; requiring the insurer to provide  
54 a sample copy of the notice of change in policy terms  
55 to the insurance agent at a specified time;  
56 prohibiting the use of such notice to add optional  
57 coverage that increases the policy's premium unless  
58 the policyholder approves the optional coverage;  
59 providing an effective date.

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