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LEGISLATIVE ACTION

Senate

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House

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Floor: 1/AD/2R

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03/09/2016 05:41 PM

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Senators Brandes, Richter, and Latvala moved the following:

Senate Amendment (with title amendment)

Before line 34

insert:

Section 1. Subsection (8) of section 627.0651, Florida Statutes, is amended to read:

627.0651 Making and use of rates for motor vehicle insurance.—

(8) Rates are not unfairly discriminatory if averaged broadly among members of a group; nor are rates unfairly discriminatory even though they are lower than rates for



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12 nonmembers of the group. However, such rates are unfairly
13 discriminatory if they are not actuarially measurable and
14 credible and sufficiently related to actual or expected loss and
15 expense experience of the group so as to assure that nonmembers
16 of the group are not unfairly discriminated against. Use of a
17 single United States Postal Service zip code as a rating
18 territory shall be deemed unfairly discriminatory unless filed
19 pursuant to paragraph (1) (a) and the justification for its rate
20 incorporates sufficient actual or expected loss and loss
21 adjustment expense experience so as to be actuarially sound. The
22 office shall require that any rate filing resulting from the use
23 of a single zip code as a rating territory does not contain a
24 rate or rate change that is excessive, inadequate, or unfairly
25 discriminatory.

26
27 ===== T I T L E A M E N D M E N T =====

28 And the title is amended as follows:

29 Delete line 2

30 and insert:

31 An act relating to automobile insurance; amending s.
32 627.0651, F.S.; providing an exception to a provision
33 that deems use of a single zip code as a rating
34 territory for insurance rates to be unfairly
35 discriminatory; requiring the Office of Insurance
36 Regulation to ensure that rates or rate changes
37 contained in certain rate filings are not excessive,
38 inadequate, or unfairly discriminatory; amending s.