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LEGISLATIVE ACTION

Senate

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House

Senator Diaz de la Portilla moved the following:

Senate Amendment (with title amendment)

Delete lines 58 - 88

and insert:

residential property insurance proceeds are payable.

(2) An entity or person, including a contractor licensed under part I of chapter 489 or a subcontractor to the contractor, that provides emergency remediation or restoration services for an insured under a residential property insurance policy in this state must:

(a) Provide an insured with a scope of services and



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12 materials to be provided for repairs undertaken pursuant to a
13 residential property insurance claim before the agreement
14 authorizing such repairs is executed. A supplement to the
15 original scope of work does not violate this section.

16 (b) Notify the insured in writing that any assignment
17 accepted by the person or entity is limited to the scope of the
18 work indicated therein and that the insured may have other
19 claims under his or her residential property insurance policy
20 which are not covered by this assignment. Nothing in this
21 section prohibits the use of post-loss, partial assignments in
22 residential property insurance claims.

23 (3) The department may, in a proceeding initiated pursuant
24 to chapter 120, seek a cease and desist order, and if a cease
25 and desist order is violated, impose an administrative fine of
26 not more than \$10,000 per violation against any person found in
27 the proceeding to have violated this section. Any cease and
28 desist order or administrative fine levied by the department
29 under this subsection may be enforced by the department by
30 appropriate proceedings in the circuit court of the county in
31 which the person resides. The department may recommend to the
32 appropriate licensing agency or board that disciplinary action
33 be taken against persons licensed by other agencies or boards.

34 (4) This section solely applies to residential coverage as
35 described in s. 627.4025(1).

36
37 ===== T I T L E A M E N D M E N T =====

38 And the title is amended as follows:

39 Delete line 13

40 and insert:



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authorizing the Department of