



964260

LEGISLATIVE ACTION

Senate

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House

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Floor: WD/3R

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03/07/2016 05:01 PM

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Senator Bradley moved the following:

Senate Amendment (with title amendment)

Between lines 459 and 460

insert:

Section 14. Paragraph (b) of subsection (3) of section
626.916, Florida Statutes, is amended to read:

626.916 Eligibility for export.—

(3)

(b) Paragraphs (1) (a)-(d) do not apply to commercial
residential property insurance or to classes of insurance which
are subject to s. 627.062(3) (d)1. These classes may be



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12 exportable under the following conditions:

13 1. The insurance must be placed only by or through a
14 surplus lines agent licensed in this state;

15 2. The insurer must be made eligible under s. 626.918; and

16 3. The insured must sign a disclosure that substantially
17 provides the following: "You are agreeing to place coverage in
18 the surplus lines market. Superior coverage may be available in
19 the admitted market and at a lesser cost. Persons insured by
20 surplus lines carriers are not protected under the Florida
21 Insurance Guaranty Act with respect to any right of recovery for
22 the obligation of an insolvent unlicensed insurer." If the
23 notice is signed by the insured, the insured is presumed to have
24 been informed and to know that other coverage may be available,
25 and, with respect to the diligent-effort requirement under
26 subsection (1), there is no liability on the part of, and no
27 cause of action arises against, the retail agent presenting the
28 form.

29
30 ===== T I T L E A M E N D M E N T =====

31 And the title is amended as follows:

32 Delete line 59

33 and insert:

34 place of business; amending s. 626.916, F.S.; revising
35 conditions for export eligibility of commercial
36 residential property insurance; amending s. 626.921,
37 F.S.; revising