

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

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WITHDRAWN	_____	(Y/N)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

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1 Committee/Subcommittee hearing bill: Insurance & Banking  
 2 Subcommittee

3 Representative Perez offered the following:

4

5 **Amendment (with title amendment)**

6 Remove everything after the enacting clause and insert:

7 Section 1. Section 626.9202, Florida Statutes, is created to  
 8 read:

9 626.9202 Loss run statements for all lines of insurance.-

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

11 (a) "Loss run statement" means a report that contains the  
 12 policy number, the period of coverage, the number of claims, the  
 13 paid losses on all claims, and the date of each loss. The term  
 14 does not include supporting claim file documentation, including,  
 15 but not limited to, copies of claim files, investigation

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16 reports, evaluation statements, insureds' statements, and  
17 documents protected by a common law or statutory privilege.

18 (b) "Provide" means to electronically send a document, or  
19 to allow access through an electronic portal to view or generate  
20 a document.

21 (2) Notwithstanding any other law, an insurer shall  
22 provide a loss run statement to an insured within 15 calendar  
23 days after receipt of the insured's written request, but in no  
24 event more frequently than once per policy period.

25 (3) At the time the loss run statement is provided to the  
26 insured, the insurer shall notify the agent of record that the  
27 loss run statement was provided to the insured.

28 (4) A loss run statement provided pursuant to this section  
29 must contain a claims history with the insurer for the preceding  
30 5 years or, if the claims history is less than 5 years, a  
31 complete claims history with the insurer.

32 (5) Notwithstanding any other provision of this section,  
33 an insurer may not be required to provide loss reserve  
34 information.

35 (6) Notwithstanding any other law, an insurer may not  
36 charge any fee to prepare and provide annually one loss run  
37 statement in accordance with this section.

38 Section 2. Section 627.0622, Florida Statutes, is created  
39 to read:

40 627.0622 Loss run statements for all lines of insurance.-

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

42 (a) "Loss run statement" means a report that contains the  
43 policy number, the period of coverage, the number of claims, the  
44 paid losses on all claims, and the date of each loss. The term  
45 does not include supporting claim file documentation, including,  
46 but not limited to, copies of claim files, investigation  
47 reports, evaluation statements, insureds' statements, and  
48 documents protected by a common law or statutory privilege.

49 (b) "Provide" means to electronically send a document, or  
50 to allow access through an electronic portal to view or generate  
51 a document.

52 (2) Notwithstanding any other law, an insurer shall  
53 provide a loss run statement to an insured within 15 calendar  
54 days after receipt of the insured's written request, but in no  
55 event more frequently than once per policy period.

56 (3) At the time the loss run statement is provided to the  
57 insured, the insurer shall notify the agent of record that the  
58 loss run statement was provided to the insured.

59 (4) A loss run statement provided pursuant to this section  
60 must contain a claims history with the insurer for the preceding  
61 5 years or, if the claims history is less than 5 years, a  
62 complete claims history with the insurer.

63 (5) Notwithstanding any other provision of this section,  
64 an insurer may not be required to provide loss reserve  
65 information.

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