

Amendment No. 7

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WITHDRAWN	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: Appropriations Committee
2 Representative Avila offered the following:

Amendment (with title amendment)

Between lines 2366 and 2367, insert:

Section 44. Subsections (1) and (3) of section 626.932,
Florida Statutes, is amended to read:

626.932 Surplus lines tax.—

(1) The premiums charged for surplus lines coverages are
subject to a premium receipts tax of 4.94 ~~5~~ percent of all gross
premiums charged for such insurance. The surplus lines agent
shall collect from the insured the amount of the tax at the time
of the delivery of the cover note, certificate of insurance,
policy, or other initial confirmation of insurance, in addition
to the full amount of the gross premium charged by the insurer
for the insurance. The surplus lines agent is prohibited from

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17 absorbing such tax or, as an inducement for insurance or for any
18 other reason, rebating all or any part of such tax or of his or
19 her commission.

20 (3) If a surplus lines policy covers risks or exposures
21 only partially in this state and the state is the home state as
22 defined in the federal Nonadmitted and Reinsurance Reform Act of
23 2010 (NRRA), the tax payable shall be computed on the gross
24 premium. The surplus lines policy will be taxed in accordance
25 with subsection (1) and will report the percentage of risk that
26 is located in the state of Florida to the Florida Surplus Lines
27 Services Office in accordance with the manner and form directed
28 by the Florida Surplus Lines Services Office. ~~The tax must not~~
29 ~~exceed the tax rate where the risk or exposure is located.~~

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32 **T I T L E A M E N D M E N T**

33 Between lines 149 and 150, insert:
34 Amending s. 626.932, F.S.; decreasing the surplus lines tax
35 rate; changing the operation of the surplus lines tax for
36 policies covering risks outside this state;