

1 A bill to be entitled
 2 An act relating to Juneteenth Day; amending s.
 3 110.117, F.S.; designating Juneteenth Day as a paid
 4 holiday for employees of all branches and agencies of
 5 state government; amending s. 683.01, F.S.;
 6 designating Juneteenth Day as a legal holiday;
 7 repealing s. 683.21, F.S., relating to Juneteenth Day;
 8 deleting provisions designating Juneteenth Day as a
 9 special observance, to conform to changes made by the
 10 act; amending ss. 627.062, 627.0651, and 627.410,
 11 F.S.; conforming cross-references; providing an
 12 effective date.

13
 14 WHEREAS, on January 1, 1863, President Abraham Lincoln
 15 issued the Emancipation Proclamation, which afforded free status
 16 under federal law to the millions of enslaved African Americans
 17 who resided in states that had seceded from the Union, including
 18 Florida, and

19 WHEREAS, despite the issuance of the Emancipation
 20 Proclamation, it was not fully enforced in certain regions of
 21 the United States for more than 2 years afterwards, and

22 WHEREAS, on or about June 19, 1865, federal authorities
 23 arrived in Galveston, Texas, to enforce the Emancipation
 24 Proclamation and further inform slaves that the Civil War had
 25 ended and that the enslaved were now free, and

26 WHEREAS, thereafter, former slaves and their descendants
 27 continued to commemorate each June 19 to celebrate freedom and
 28 the emancipation of all slaves in the United States, and

29 WHEREAS, emancipation in Florida was proclaimed in
 30 Tallahassee on May 20, 1865, and for this reason Floridians
 31 traditionally celebrate Emancipation Day on May 20 of each year,
 32 and

33 WHEREAS, in 1991, the Florida Legislature officially
 34 designated June 19 of each year as "Juneteenth Day" to
 35 commemorate the freeing of slaves, but did not designate the day
 36 as an official legal holiday, and

37 WHEREAS, this act designates Juneteenth Day as a legal
 38 holiday in this state and as a paid holiday for employees of all
 39 branches and agencies of state government to further commemorate
 40 the announcement of the abolition of slavery and to recognize
 41 the significant contributions of African Americans to this state
 42 and our nation, NOW, THEREFORE,

43

44 Be It Enacted by the Legislature of the State of Florida:

45

46 Section 1. Subsection (1) of section 110.117, Florida
 47 Statutes, is amended to read:

48 110.117 Paid holidays.—

49 (1) The following holidays shall be paid holidays observed
 50 by all state branches and agencies:

- 51 (a) New Year's Day.
- 52 (b) Birthday of Martin Luther King, Jr., third Monday in
- 53 January.
- 54 (c) Memorial Day.
- 55 (d) Juneteenth Day, June 19.
- 56 (e) Independence Day.
- 57 (f)~~(e)~~ Labor Day.
- 58 (g)~~(f)~~ Veterans' Day, November 11.
- 59 (h)~~(g)~~ Thanksgiving Day.
- 60 (i)~~(h)~~ Friday after Thanksgiving.
- 61 (j)~~(i)~~ Christmas Day.

62

63 ~~(j)~~ If any of these holidays falls on Saturday, the preceding

64 Friday shall be observed as a holiday. If any of these holidays

65 falls on Sunday, the following Monday shall be observed as a

66 holiday.

67 Section 2. Present paragraphs (n) through (u) of

68 subsection (1) of section 683.01, Florida Statutes, are

69 redesignated as paragraphs (o) through (v), respectively, and a

70 new paragraph (n) is added to that subsection, to read:

71 683.01 Legal holidays.—

72 (1) The legal holidays, which are also public holidays,

73 are the following:

74 (n) Juneteenth Day, June 19.

75 Section 3. Section 683.21, Florida Statutes, is repealed.

76 Section 4. Paragraph (a) of subsection (2) of section
 77 627.062, Florida Statutes, is amended to read:

78 627.062 Rate standards.—

79 (2) As to all such classes of insurance:

80 (a) Insurers or rating organizations shall establish and
 81 use rates, rating schedules, or rating manuals that allow the
 82 insurer a reasonable rate of return on the classes of insurance
 83 written in this state. A copy of rates, rating schedules, rating
 84 manuals, premium credits or discount schedules, and surcharge
 85 schedules, and changes thereto, must be filed with the office
 86 under one of the following procedures:

87 1. If the filing is made at least 90 days before the
 88 proposed effective date and is not implemented during the
 89 office's review of the filing and any proceeding and judicial
 90 review, such filing is considered a "file and use" filing. In
 91 such case, the office shall finalize its review by issuance of a
 92 notice of intent to approve or a notice of intent to disapprove
 93 within 90 days after receipt of the filing. If the 90-day period
 94 ends on a weekend or a holiday under s. 110.117(1) ~~s.~~

95 ~~110.117(1)(a)(i)~~, it must be extended until the conclusion of
 96 the next business day. The notice of intent to approve and the
 97 notice of intent to disapprove constitute agency action for
 98 purposes of the Administrative Procedure Act. Requests for
 99 supporting information, requests for mathematical or mechanical
 100 corrections, or notification to the insurer by the office of its

101 preliminary findings does not toll the 90-day period during any
102 such proceedings and subsequent judicial review. The rate shall
103 be deemed approved if the office does not issue a notice of
104 intent to approve or a notice of intent to disapprove within 90
105 days after receipt of the filing.

106 2. If the filing is not made in accordance with
107 subparagraph 1., such filing must be made as soon as
108 practicable, but within 30 days after the effective date, and is
109 considered a "use and file" filing. An insurer making a "use and
110 file" filing is potentially subject to an order by the office to
111 return to policyholders those portions of rates found to be
112 excessive, as provided in paragraph (h).

113 3. For all property insurance filings made or submitted
114 after January 25, 2007, but before May 1, 2012, an insurer
115 seeking a rate that is greater than the rate most recently
116 approved by the office shall make a "file and use" filing. For
117 purposes of this subparagraph, motor vehicle collision and
118 comprehensive coverages are not considered property coverages.

119
120 The provisions of this subsection do not apply to workers'
121 compensation, employer's liability insurance, and motor vehicle
122 insurance.

123 Section 5. Paragraph (a) of subsection (1) of section
124 627.0651, Florida Statutes, is amended to read:

125 627.0651 Making and use of rates for motor vehicle

126 insurance.—

127 (1) Insurers shall establish and use rates, rating
128 schedules, or rating manuals to allow the insurer a reasonable
129 rate of return on motor vehicle insurance written in this state.
130 A copy of rates, rating schedules, and rating manuals, and
131 changes therein, shall be filed with the office under one of the
132 following procedures:

133 (a) If the filing is made at least 60 days before the
134 proposed effective date and the filing is not implemented during
135 the office's review of the filing and any proceeding and
136 judicial review, such filing shall be considered a "file and
137 use" filing. In such case, the office shall initiate proceedings
138 to disapprove the rate and so notify the insurer or shall
139 finalize its review within 60 days after receipt of the filing.
140 If the 60-day period ends on a weekend or a holiday under s.
141 110.117(1) ~~s. 110.117(1)(a)-(i)~~, it must be extended until the
142 conclusion of the next business day. Notification to the insurer
143 by the office of its preliminary findings shall toll the 60-day
144 period during any such proceedings and subsequent judicial
145 review. The rate shall be deemed approved if the office does not
146 issue notice to the insurer of its preliminary findings within
147 60 days after the filing.

148 Section 6. Subsection (2) of section 627.410, Florida
149 Statutes, is amended to read:

150 627.410 Filing, approval of forms.—

151 (2) Every such filing must be made at least 30 days in
152 advance of any such use or delivery. At the expiration of the 30
153 days, the form filed will be deemed approved unless prior
154 thereto it has been affirmatively approved or disapproved by
155 order of the office. The approval of such form by the office
156 constitutes a waiver of any unexpired portion of such waiting
157 period. The office may extend the period within which it may
158 affirmatively approve or disapprove such form by up to 15 days
159 by giving notice of such extension before expiration of the
160 initial 30-day period. If the initial 30-day period or the 15-
161 day extension period ends on a weekend or a holiday under s.
162 110.117(1) ~~s. 110.117(1)(a)-(i)~~, the review period must be
163 extended until the conclusion of the next business day. At the
164 expiration of such extended period, and in the absence of prior
165 affirmative approval or disapproval, such form shall be deemed
166 approved.

167 Section 7. This act shall take effect July 1, 2021.