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LEGISLATIVE ACTION

Senate

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House

Senator Taddeo moved the following:

Senate Amendment (with title amendment)

Between lines 676 and 677
insert:

Section 12. Subsection (5) is added to section 627.0613,
Florida Statutes, to read:

627.0613 Consumer advocate.—The Chief Financial Officer
must appoint a consumer advocate who must represent the general
public of the state before the department and the office. The
consumer advocate must report directly to the Chief Financial
Officer, but is not otherwise under the authority of the



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department or of any employee of the department. The consumer advocate has such powers as are necessary to carry out the duties of the office of consumer advocate, including, but not limited to, the powers to:

(5) Collect information from any entity issued a certificate of authority by the Office of Insurance Regulation relating to subject matter that is necessary to carry out the duties of the office of consumer advocate. Aggregate information may include information asserted as trade secret information unless the trade secret information can be individually extrapolated, in which case the trade secret information remains protected as provided in s. 624.4213.

Section 13. Paragraph (1) is added to subsection (2) of section 627.062, Florida Statutes, to read:

627.062 Rate standards.—

(2) As to all such classes of insurance:

(1) If the office receives a filing proposing a rate increase, the office must consult with the consumer advocate in its review and in making its determination regarding approval of the filing.

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

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

And the title is amended as follows:

Between lines 82 and 83
insert:



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41 amending s. 627.0613, F.S.; authorizing the insurance
42 consumer advocate to collect certain information from
43 entities issued a certificate of authority by the
44 Office of Insurance Regulation; amending s. 627.062,
45 F.S.; requiring the office to consult with the
46 insurance consumer advocate in a specified
47 circumstance;