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LEGISLATIVE ACTION

Senate

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House

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Floor: 1/RS/2R

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04/19/2023 05:42 PM

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Senator Garcia moved the following:

**Senate Amendment (with title amendment)**

Before line 44

insert:

Section 1. Subsection (7) of section 327.54, Florida Statutes, is amended to read:

327.54 Liveries; safety regulations; penalty.—

(7) A livery may not lease or rent or offer to lease or rent any livery vessel unless the livery: ~~first~~

(a) Obtains and carries in full force and effect a policy from a licensed insurance carrier in this state which insures



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12 the livery ~~and the renter~~ against any accident, loss, injury,  
13 property damage, or other casualty caused by or resulting from  
14 the operation of the livery vessel. The insurance policy must  
15 provide coverage of at least \$500,000 per person and \$1 million  
16 per event. The livery shall have proof of such insurance  
17 available for inspection at the location where livery vessels  
18 are being leased or rented, or offered for lease or rent, and  
19 shall provide to each renter the insurance carrier's name and  
20 address and the insurance policy number; and

21 (b) Either:

22 1. Obtains and carries in full force and effect a policy  
23 from a licensed insurance carrier in this state which insures  
24 the renter in the same manner and amounts of the policy obtained  
25 by the livery under paragraph (a) and provides to each renter  
26 the insurance carrier's name and address and the insurance  
27 policy number; or

28 2. Presents the renter with the opportunity to purchase  
29 coverage which insures the renter against any accident, loss,  
30 injury, property damage, or other casualty caused by or  
31 resulting from the operation of the livery vessel of at least  
32 \$500,000 per person and \$1 million per event. If a renter  
33 chooses not to purchase the coverage, the livery must obtain a  
34 signed acknowledgement from the renter which includes the  
35 following statement:

36  
37 I UNDERSTAND THAT I AM REFUSING TO PURCHASE A VESSEL  
38 RENTAL INSURANCE POLICY FOR COVERAGE OF AT LEAST  
39 \$500,000 PER PERSON AND \$1 MILLION PER EVENT FOR ANY  
40 DAMAGE OR INJURIES CAUSED DIRECTLY OR INDIRECTLY BY MY



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41           OPERATION OF THE VESSEL.

42  
43           THE VESSEL RENTAL INSURANCE POLICY COVERAGE IS BEING  
44           OFFERED TO ME AT THE FOLLOWING PRICE: [INSERT BINDABLE  
45           PRICE HERE OF INSURANCE BEING DECLINED].

46  
47           I UNDERSTAND THAT I MAY NOT HAVE OTHER INSURANCE TO  
48           COVER ANY DAMAGE OR INJURIES CAUSED DIRECTLY OR  
49           INDIRECTLY BY MY OPERATION OF THE VESSEL AND THAT I  
50           MAY BE PERSONALLY LIABLE FOR ANY SUCH DAMAGE OR  
51           INJURIES DURING THE RENTAL PERIOD.

52  
53 This subsection does not apply to human-powered vessels.

54  
55 ===== T I T L E   A M E N D M E N T =====

56 And the title is amended as follows:

57           Delete line 2

58 and insert:

59           An act relating to insurance; amending s. 327.54,  
60           F.S.; revising requirements relating to insurance for  
61           liveries that lease or rent or offer to lease or rent  
62           livery vessels; amending s. 624.4621,