

1 A bill to be entitled
 2 An act relating to insurance; amending s. 627.062,
 3 F.S.; revising requirements for residential property
 4 insurance rate filings; amending s. 627.0628, F.S.;
 5 authorizing a designee of the Director of Emergency
 6 Management to be a member of the Florida Commission on
 7 Hurricane Loss Projection Methodology; providing a
 8 requirement for such designee; amending s. 627.0629,
 9 F.S.; authorizing insurers to file with the Office of
 10 Insurance Regulation personal lines residential
 11 property insurance rating plans relating to windstorm
 12 mitigation construction standards; providing
 13 requirements for such filings; amending s. 627.0665,
 14 F.S.; revising the timeframe for notices from insurers
 15 to insureds of automatic bank withdrawal increases;
 16 specifying the increase threshold for such notices;
 17 amending s. 627.7276, F.S.; revising the requirements
 18 for the notice of certain automobile policies;
 19 providing an effective date.

20
 21 Be It Enacted by the Legislature of the State of Florida:

22
 23 Section 1. Paragraph (j) of subsection (2) of section
 24 627.062, Florida Statutes, is amended to read:
 25 627.062 Rate standards.—

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

27 (j) With respect to residential property insurance rate
 28 filings, the rate filing:

29 1. Must account for mitigation measures undertaken by
 30 policyholders to reduce hurricane losses.

31 2. May use a modeling indication that is the weighted or
 32 straight average of two or more hurricane loss projection models
 33 found by the Florida Commission on Hurricane Loss Projection
 34 Methodology to be accurate or reliable pursuant to s. 627.0628.

35
 36 The provisions of this subsection do not apply to workers'
 37 compensation, employer's liability insurance, and motor vehicle
 38 insurance.

39 Section 2. Paragraph (b) of subsection (2) of section
 40 627.0628, Florida Statutes, is amended to read:

41 627.0628 Florida Commission on Hurricane Loss Projection
 42 Methodology; public records exemption; public meetings
 43 exemption.—

44 (2) COMMISSION CREATED.—

45 (b) The commission shall consist of the following 12
 46 members:

- 47 1. The insurance consumer advocate.
- 48 2. The senior employee of the State Board of
- 49 Administration responsible for operations of the Florida
- 50 Hurricane Catastrophe Fund.

51 3. The Executive Director of the Citizens Property
52 Insurance Corporation.

53 4. The Director of the Division of Emergency Management or
54 the director's designee. The director's designee must be a full-
55 time employee of the division.

56 5. The actuary member of the Florida Hurricane Catastrophe
57 Fund Advisory Council.

58 6. An employee of the office who is an actuary responsible
59 for property insurance rate filings and who is appointed by the
60 director of the office.

61 7. Five members appointed by the Chief Financial Officer,
62 as follows:

63 a. An actuary who is employed full time by a property and
64 casualty insurer that was responsible for at least 1 percent of
65 the aggregate statewide direct written premium for homeowner
66 insurance in the calendar year preceding the member's
67 appointment to the commission.

68 b. An expert in insurance finance who is a full-time
69 member of the faculty of the State University System and who has
70 a background in actuarial science.

71 c. An expert in statistics who is a full-time member of
72 the faculty of the State University System and who has a
73 background in insurance.

74 d. An expert in computer system design who is a full-time
75 member of the faculty of the State University System.

76 e. An expert in meteorology who is a full-time member of
 77 the faculty of the State University System and who specializes
 78 in hurricanes.

79 8. A licensed professional structural engineer who is a
 80 full-time faculty member in the State University System and who
 81 has expertise in wind mitigation techniques. This appointment
 82 shall be made by the Governor.

83 Section 3. Subsection (9) is added to section 627.0629,
 84 Florida Statutes, to read:

85 627.0629 Residential property insurance; rate filings.—

86 (9) An insurer may file with the office a personal lines
 87 residential property insurance rating plan that provides
 88 justified premium discounts, credits, or other rate
 89 differentials based on windstorm mitigation construction
 90 standards developed by an independent, nonprofit scientific
 91 research organization, if such standards meet the requirements
 92 of this section. Such plan must describe the manner in which the
 93 insurer will document the existence of the mitigation features
 94 and premium discounts, credits, or other rate differentials
 95 created under such plan.

96 Section 4. Section 627.0665, Florida Statutes, is amended
 97 to read:

98 627.0665 Automatic bank withdrawal agreements;
 99 notification required.—Any insurer licensed to issue insurance
 100 in the state who has an automatic bank withdrawal agreement with

101 an insured party for the payment of insurance premiums for any
 102 type of insurance shall give the named insured at least 10 ~~15~~
 103 days advance written notice of any increase in policy premiums
 104 which results in the next automatic bank withdrawal being
 105 increased by more than \$10. Such notice must be provided before
 106 ~~prior to~~ any automatic bank withdrawal containing the ~~of an~~
 107 increased premium.

108 Section 5. Section 627.7276, Florida Statutes, is amended
 109 to read:

110 627.7276 Notice of limited coverage.—

111 (1) An automobile policy that does not contain coverage
 112 for bodily injury and property damage must include a notice ~~be~~
 113 ~~clearly stamped or printed to the effect~~ that such coverage is
 114 not included in the policy in the following manner:

115 "THIS POLICY DOES NOT PROVIDE BODILY INJURY AND PROPERTY DAMAGE
 116 LIABILITY INSURANCE OR ANY OTHER COVERAGE FOR WHICH A SPECIFIC
 117 PREMIUM CHARGE IS NOT MADE, AND DOES NOT COMPLY WITH ANY
 118 FINANCIAL RESPONSIBILITY LAW."

119 (2) This notice legend ~~must accompany~~ ~~appear on~~ the policy
 120 declarations ~~declaration page and on the filing back of the~~
 121 ~~policy and~~ must be printed in a ~~contrasting color from that used~~
 122 ~~on the policy and in type~~ size at least as large as ~~larger than~~
 123 ~~the largest type~~ size used on the declarations page ~~in the text~~
 124 ~~thereof, as an overprint or by a rubber stamp impression.~~

125 Section 6. This act shall take effect July 1, 2023.