

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	_____	(Y/N)
ADOPTED AS AMENDED	_____	(Y/N)
ADOPTED W/O OBJECTION	_____	(Y/N)
FAILED TO ADOPT	_____	(Y/N)
WITHDRAWN	_____	(Y/N)
OTHER		

1 Committee/Subcommittee hearing bill: Commerce Committee
 2 Representative Griffitts offered the following:

Amendment (with title amendment)

Between lines 159 and 160, insert:

Section 5. Section 627.7290, Florida Statutes, is created to read:

Section 627.7290 Motor vehicle windshield claims and practices; steering prohibited; exceptions.-

(1) No person, including an insurer, agent, adjuster, or any person or entity acting on the insurer's, agent's, or adjuster's behalf, may require a claimant to use a particular company or location for the provision of motor vehicle windshield glass replacement, repair, or calibration services or windshield glass products which are subject to a claim for

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16 replacement, repair, or calibration, in whole or in part, under
17 the terms of a personal lines automobile insurance policy.

18 (2) An insurer, agent, adjuster, or any person or entity
19 acting on the insurer's, agent's, or adjuster's behalf:

20 (a) Must provide a claimant with two or more names of
21 motor vehicle windshield repair shops, if it chooses to provide
22 names of such repair shops.

23 (b) May provide an explanation of motor vehicle
24 comprehensive coverage benefits and any applicable limit of
25 liability to a claimant.

26 (3) An insurer, or any person or entity acting on the
27 insurer's behalf must provide an actuarially sound discount to
28 the insured if they offer, and an insured accepts, a policy that
29 contains a managed repair arrangement for the provision of
30 windshield glass replacement, repair, or calibration services or
31 windshield glass products.

32 (4) Nothing in this section shall be construed to create a
33 private cause of action.

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35 This section applies to motor vehicle windshield glass claims
36 under the comprehensive or combined additional coverage
37 provisions of a personal lines motor vehicle insurance policy.

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41 **T I T L E A M E N D M E N T**
42 Remove line 22 and insert:
43 term "assignment agreement"; creates s. 627.7290, F.S.;
44 prohibiting insurers, agents, and adjusters from requiring a
45 claimant to use a specific motor vehicle repair shop for
46 windshield glass replacement; requiring insurance premium
47 discount under certain circumstances; requiring insurers to
48 provide claimants with certain information; prohibiting a
49 private cause of action; providing for application of statutory
50 provisions; providing an effective