

1                                   A bill to be entitled  
 2           An act relating to assignment of benefits for surplus  
 3           lines insurers; amending s. 627.7152, F.S.; providing  
 4           that the prohibition against assignment of post-loss  
 5           insurance benefits applies to residential and  
 6           commercial property insurance policies issued by  
 7           authorized insurers and eligible surplus lines  
 8           insurers on or after a specified date; providing an  
 9           effective date.

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

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13           Section 1. Subsection (13) of section 627.7152, Florida  
 14 Statutes, is amended, and subsection (11) of that section is  
 15 republished, to read:

16           627.7152 Assignment agreements.—

17           (11) This section does not apply to:

18           (a) An assignment, transfer, or conveyance granted to a  
 19 subsequent purchaser of the property with an insurable interest  
 20 in the property following a loss;

21           (b) A power of attorney under chapter 709 that grants to a  
 22 management company, family member, guardian, or similarly  
 23 situated person of an insured the authority to act on behalf of  
 24 an insured as it relates to a property insurance claim; or

25           (c) Liability coverage under a property insurance policy.

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26           (13) (a) Except as provided in subsection (11), a  
27 policyholder may not assign, in whole or in part, any post-loss  
28 insurance benefit under any residential property insurance  
29 policy or under any commercial property insurance policy as that  
30 term is defined in s. 627.0625(1), issued on or after January 1,  
31 2023. An attempt to assign post-loss property insurance benefits  
32 under such a policy is void, invalid, and unenforceable.

33           (b) On or after July 1, 2024, the prohibition under  
34 paragraph (a) applies to a residential or commercial property  
35 insurance policy issued by an authorized insurer as well as an  
36 eligible surplus lines insurer.

37           Section 2. This act shall take effect July 1, 2024.