

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Stevenson offered the following:

2
3 **Amendment (with title amendment)**

4 Between lines 247 and 248, insert:

5 Section 4. Paragraph (a) of subsection (2) of section
6 624.462, Florida Statutes, is amended to read:

7 624.462 Commercial self-insurance funds.—

8 (2) As used in ss. 624.460-624.488, "commercial self-
9 insurance fund" or "fund" means a group of members, operating
10 individually and collectively through a trust or corporation,
11 that must be:

12 (a) Established by:

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13 1. A not-for-profit trade association, industry
14 association, or professional association of employers or
15 professionals which has a constitution or bylaws, which is
16 incorporated under the laws of this state, and which has been
17 organized for purposes other than that of obtaining or providing
18 insurance and operated in good faith for a continuous period of
19 1 year;

20 2. A self-insurance trust fund organized pursuant to s.
21 627.357 and maintained in good faith for a continuous period of
22 1 year for purposes other than that of obtaining or providing
23 insurance pursuant to this section. Each member of a commercial
24 self-insurance trust fund established pursuant to this
25 subsection must maintain membership in the self-insurance trust
26 fund organized pursuant to s. 627.357;

27 3. A group of 10 or more health care providers, as defined
28 in s. 627.351(4)(h), for purposes of providing medical
29 malpractice coverage; ~~or~~

30 4. A not-for-profit group comprised of one or more
31 community associations responsible for operating at least 50
32 residential parcels or units created and operating under chapter
33 718, chapter 719, chapter 720, chapter 721, or chapter 723 which
34 restricts its membership to community associations only and
35 which has been organized and maintained in good faith for the
36 purpose of pooling and spreading the liabilities of its group
37 members relating to property or casualty risk or surety

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38 insurance which, in accordance with applicable provisions of
 39 part I of chapter 626, appoints resident general lines agents
 40 only, and which does not prevent, impede, or restrict any
 41 applicant or fund participant from maintaining or selecting an
 42 agent of choice. The fund may not refuse to appoint the agent of
 43 record for any fund applicant or fund member and may not favor
 44 one or more such appointed agents over other appointed agents;
 45 or

46 5. A group of nursing home facilities licensed under part
 47 II of chapter 400 or a group of assisted living facilities
 48 licensed under part I of chapter 429, or a group of both such
 49 facilities, provided that such group maintains at least \$10
 50 million in annual imputed premiums. A nursing home that
 51 participates in a group under this subsection must report its
 52 insurance costs as part of the data collected under s. 408.061.

53
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55 **T I T L E A M E N D M E N T**

56 Remove line 12 and insert:
 57 property insurance policies; amending s. 624.462,
 58 F.S.; authorizing a group of nursing homes and
 59 assisted living facilities to organize a commercial
 60 self-insurance fund; amending s. 624.46226,

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