



ECONOMIC AFFAIRS COMMITTEE

Action Packet

Thursday, April 14, 2011

9:00 a.m.

Reed Hall (102 HOB)

**Dean Cannon
Speaker**

**Dorothy L. Hukill
Chair**

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Summary:

Economic Affairs Committee

Thursday April 14, 2011 09:00 am

CS/HB 493 Favorable With Committee Substitute Yeas: 12 Nays: 6
Amendment 1 Adopted Without Objection
Amendment 2 Adopted Without Objection
Amendment 3 Adopted Without Objection
Amendment 4 Adopted Without Objection
Amendment 5 Adopted Without Objection

HM 617 Not Considered

CS/HB 803 Favorable With Committee Substitute Yeas: 11 Nays: 7
Amendment 1 Adopted Without Objection
Amendment 2 Adopted Without Objection
Amendment 3 Withdrawn
Amendment 4 Adopted Without Objection
Amendment 5 Adopted Without Objection
Amendment 6 Adopted
Amendment 7 Adopted Without Objection
Amendment 8 Withdrawn
Amendment 9 Adopted Yeas: 11 Nays: 7
Amendment 10s Adopted Without Objection
Amendment 11 Withdrawn
Amendment 12 Failed to Adopt Yeas: 6 Nays: 12
Amendment 13 Failed to Adopt Yeas: 8 Nays: 10
Amendment 14 Failed to Adopt Yeas: 7 Nays: 11
Amendment 15 Failed to Adopt Yeas: 8 Nays: 10
Amendment 16 Failed to Adopt Yeas: 8 Nays: 10
Amendment 17 Adopted Yeas: 13 Nays: 5

CS/CS/HB 823 Not Considered

CS/CS/HB 849 Not Considered

CS/HB 869 Not Considered

CS/CS/HB 991 Not Considered

CS/HB 1037 Not Considered

HM 1047 Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

HB 1087 Favorable With Committee Substitute Yeas: 17 Nays: 1

Amendment 1 Adopted as Amended
Amendment 1a Adopted Without Objection
Amendment 2a Adopted Without Objection
Amendment 3a Adopted Without Objection
Amendment 4a Withdrawn
Amendment 5a Withdrawn

HB 1351 Not Considered

CS/CS/HB 1353 Not Considered

CS/CS/HB 1363 Temporarily Deferred

HB 1437 Not Considered

HB 1489 Not Considered

HB 7089 Favorable With Committee Substitute Yeas: 11 Nays: 7

Amendment 1 Adopted Without Objection
Amendment 2 Adopted Without Objection
Amendment 3 Adopted Without Objection
Amendment 4 Adopted Without Objection
Amendment 5 Adopted Without Objection

PCS for CS/HB 1043 Favorable Yeas: 18 Nays: 0

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Attendance:

	<i>Present</i>	<i>Absent</i>	<i>Excused</i>
Dorothy Hukill (Chair)	X		
Joseph Abruzzo	X		
Frank Artiles	X		
Jim Boyd	X		
Chris Dorworth	X		
Brad Drake	X		
Doug Holder	X		
Evan Jenne	X		
Peter Nehr	X		
Bryan Nelson	X		
Jeanette Nuñez	X		
Steven Perman	X		
Ronald Renuart	X		
Kenneth Roberson	X		
Irving Slosberg	X		
Geraldine Thompson	X		
James Waldman	X		
Ritch Workman	X		
Totals:	18	0	0

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

CS/HB 493 : Tax on Sales, Use, & Other Transactions

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Frank Artiles	X				
Jim Boyd	X				
Chris Dorworth	X				
Brad Drake	X				
Doug Holder	X				
Evan Jenne		X			
Peter Nehr	X				
Bryan Nelson	X				
Jeanette Nuñez		X			
Steven Perman		X			
Ronald Renuart	X				
Kenneth Roberson	X				
Irving Slosberg		X			
Geraldine Thompson		X			
James Waldman		X			
Ritch Workman	X				
Dorothy Hukill (Chair)	X				
Total Yeas: 12		Total Nays: 6			

CS/HB 493 Amendments

Amendment 1

Adopted Without Objection

Amendment 2

Adopted Without Objection

Amendment 3

Adopted Without Objection

Amendment 4

Adopted Without Objection

Amendment 5

Adopted Without Objection

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 493 (2011)

Amendment No. 1

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
2 Representative(s) Brodeur offered the following:

3
4 **Amendment**

5 Remove lines 97-109 and insert:

6 it shall be collected from the lessee, tenant, ~~or~~ customer, or
7 the person facilitating the booking of the reservation at the
8 time of payment of the consideration for such taxable privilege.
9 A person operating transient accommodations or the owner of such
10 accommodations shall separately state the tax from the rental
11 charged on the receipt, invoice, or other documentation issued
12 with respect to charges for transient accommodations. Persons
13 who facilitate the booking of reservations who are unrelated
14 persons with respect to a person who operates transient
15 accommodations with respect to which the reservation is booked
16 shall separately state, prior to occupancy of the room, the
17 estimated amounts to be charged as taxes by the person operating
18 the transient accommodation or the owner of such accommodation
19 on the final receipt,

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 493 (2011)

Amendment No. 2

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: Economic Affairs Committee
2 Representative(s) Brodeur offered the following:

3
4 **Amendment**

5 Remove lines 204-216 and insert:

6 shall be collected from the lessee, tenant, ~~or~~ customer, or the
7 person facilitating the booking of the reservation at the time
8 of payment of the consideration for such taxable privilege. A
9 person operating transient accommodations or the owner of such
10 accommodations shall separately state the tax from the rental
11 charged on the receipt, invoice, or other documentation issued
12 with respect to charges for transient accommodations. Persons
13 who facilitate the booking of reservations who are unrelated
14 persons with respect to a person who operates transient
15 accommodations with respect to which the reservation is booked
16 shall separately state, prior to occupancy of the room, the
17 estimated amounts to be charged as taxes by the person operating
18 the transient accommodation or the owner of such accommodation
19 on the final receipt, invoice, or other

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 493 (2011)

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
2 Representative(s) Brodeur offered the following:

3

4 **Amendment**

5 Remove lines 423-426 and insert:

6 reservation is booked shall separately state, prior to occupancy
7 of the room, the estimated amounts to be charged as taxes by the
8 person operating the transient accommodation or the owner of
9 such accommodation on the final receipt,

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 493 (2011)

Amendment No. 4

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: Economic Affairs Committee
2 Representative(s) Brodeur offered the following:

3
4 **Amendment**

5 Remove lines 502-513 and insert:
6 collected from the lessee, tenant, ~~or~~ customer, or the person
7 facilitating the booking of the reservation at the time of
8 payment of the consideration for such lease or rental. A person
9 operating transient accommodations or the owner of such
10 accommodations shall separately state the tax from the rental
11 charged on the receipt, invoice, or other documentation issued
12 with respect to charges for transient accommodations. Persons
13 facilitating the booking of reservations who are unrelated to
14 the person operating the transient accommodations in which the
15 reservation is booked shall separately state prior to occupancy
16 of the room, the estimated amounts to be charged as taxes by the
17 person operating the transient accommodation or the owner of
18 such accommodation on the final receipt,

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 493 (2011)

Amendment No. 5

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: Economic Affairs Committee
2 Representative(s) Brodeur offered the following:

3
4 **Amendment**

5 Remove lines 644-648 and insert:

6 respect to which the reservation is booked shall separately
7 state prior to occupancy of the room, the estimated amounts to
8 be charged as taxes by the person operating the transient
9 accommodation or the owner of such accommodation on the final
10 receipt, invoice, or other documentation provided

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Appearances:

Cerio, Tijm (Lobbyist) - Waive In Support
Interactive Travel Services Association
301 S Bronough Street
Tallahassee FL 32311
Phone: 850-577-9090

Green, Jennifer - Managing Partner (Lobbyist) - Proponent
Expedia
P. O. Box 490
Tallahassee FL 32302
Phone: (850)841-1726

Jeffries, Mark (Lobbyist) - Waive In Opposition
Orange County Government
Public Affairs Director 201 S Rosalind Ave
Orlando FL 32801
Phone: (407)836-5909

Jensen, Aaron - Market Manager - Proponent
4205 Vineland
Orlando FL 32811
Phone: 407-770-1955

Moffitt, H. Lee (Lobbyist) - Waive In Opposition
AAA Auto Club South
3225 S MacDill Avenue, Suite 129
Tampa FL 33629
Phone: (813)831-1500

Moyle, Jon - Opponent
Partner, Keefe Anchors Gordaon & Moyle Law Firm
118 N Gadsden Street
Tallahassee FL
Phone: 859-681-3828

Pinsky, Richard (Lobbyist) - Opponent
American Hotel & Lodging Association
106 E College Avenue
Tallahassee FL

Reeves, Teye - Policy Director - Information Only
Florida Chamber of Commerce
136 S Bronough Street
Tallahassee FL
Phone: 850-521-1235

Snyder, Jim - President (Lobbyist) - Opponent
Public Policy Associates, Inc
1030-2 East Lafayette Street
Tallahassee Florida 32301
Phone: 850-224-2777

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Suggs, Davin - Senior Legislative Advocate (Lobbyist) - Information Only

Florida Association of Counties

100 S Monroe Street

Tallahassee FL 32308

Phone: (850)320-2635

Weber, Vicki - Attorney, Hopping, Green (Lobbyist) - Waive In Support

Walt Disney World

119 S Monroe Street, Suite 300

Lake Buena Vista FL 32830-1000

Phone: (850)222-7500

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

HM 617 : Discriminatory Taxes/Reinsurance

Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

CS/HB 803 : Property and Casualty Insurance

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo		X			
Frank Artiles		X			
Jim Boyd	X				
Chris Dorworth	X				
Brad Drake	X				
Doug Holder	X				
Evan Jenne		X			
Peter Nehr	X				
Bryan Nelson	X				
Jeanette Nuñez	X				
Steven Perman		X			
Ronald Renuart	X				
Kenneth Roberson	X				
Irving Slosberg		X			
Geraldine Thompson		X			
James Waldman		X			
Ritch Workman	X				
Dorothy Hukill (Chair)	X				
Total Yeas: 11		Total Nays: 7			

CS/HB 803 Amendments

Amendment 1

Adopted Without Objection

Amendment 2

Adopted Without Objection

Amendment 3

Withdrawn

Amendment 4

Adopted Without Objection

Amendment 5

Adopted Without Objection

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

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: Economic Affairs Committee
 2 Representative(s) Wood offered the following:

Amendment (with title amendment)

Remove line 308 and insert:

6 properties. This exemption shall not apply to any person
 7 providing insurance or property repair or preservation services
 8 or to any affiliate of such persons.

11 -----
 12 **T I T L E A M E N D M E N T**

Between lines 17 and 18, insert:

14 providing an exception to the exemption;

2

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 2

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: Economic Affairs Committee
 2 Representative(s) Wood offered the following:

3

4 **Amendment (with title amendment)**

5 Remove lines 876-914 and insert:

6 (k)1. A residential property An insurer may make a
 7 separate filing limited solely to an adjustment of its rates for
 8 reinsurance, the cost of financing products used as a
 9 replacement for reinsurance, or financing costs incurred in the
 10 purchase of reinsurance, or financing products to replace or
 11 finance the payment of the amount covered by the Temporary
 12 Increase in Coverage Limits (TICL) portion of the Florida
 13 Hurricane Catastrophe Fund including replacement reinsurance for
 14 the TICL reductions made pursuant to s. 215.555(17)(e); the
 15 actual cost paid due to the application of the TICL premium
 16 factor pursuant to s. 215.555(17)(f); and the actual cost paid
 17 due to the application of the cash build-up factor pursuant to
 18 s. 215.555(5)(b) if the insurer:

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No.

19 a. Elects to purchase financing products such as a
20 liquidity instrument or line of credit, in which case the cost
21 included in ~~the~~ filing for the liquidity instrument or line of
22 credit may not result in a premium increase exceeding 3 percent
23 for any individual policyholder. All costs contained in the
24 filing may not result in an overall premium increase of more
25 than 15 ~~10~~ percent for any individual policyholder.

26 b. Includes in the filing a copy of all of its
27 reinsurance, liquidity instrument, or line of credit contracts;
28 proof of the billing or payment for the contracts; and the
29 calculation upon which the proposed rate change is based
30 demonstrating ~~demonstrates~~ that the costs meet the criteria of
31 this section ~~and are not loaded for expenses or profit for the~~
32 ~~insurer making the filing.~~

33 ~~c. Includes no other changes to its rates in the filing.~~

34 ~~d. Has not implemented a rate increase within the 6 months~~
35 ~~immediately preceding the filing.~~

36 ~~e. Does not file for a rate increase under any other~~
37 ~~paragraph within 6 months after making a filing under this~~
38 ~~paragraph.~~

39 c.f. An insurer that purchases reinsurance or financing
40 products from an affiliated company may make a separate filing
41 ~~in compliance with this paragraph does so~~ only if the costs for
42 such reinsurance or financing products are charged at or below
43 charges made for comparable coverage by nonaffiliated reinsurers
44 or financial entities making such coverage or financing products
45 available in this state.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 2

46 2. An insurer may ~~only~~ make only one filing per ~~in any~~ 12-
47 month period under this paragraph.

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49

50

51

T I T L E A M E N D M E N T

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Remove line 67 and insert:

53

and casualty insurance; revising costs to be included in a rate

54

filing; revising the overall premium increase for a rate filing;

55

revising the information that must be included in a rate filing

56

relating to reinsurance; deleting a provision prohibiting an

57

insurer from implementing a rate increase within 6 months before

58

it makes certain rate filings; deleting a provision prohibiting

59

an insurer from filing for a rate increase within 6 months after

60

it makes certain rate filings; deleting obsolete provisions

3

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 3

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input checked="" type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
 2 Representative(s) Wood offered the following:

3
 4 **Amendment**

5 Remove lines 1710-1714 and insert:
 6 engineering with a specialty in the geotechnical engineering
 7 field. A professional engineer must have geotechnical
 8 experience and

4

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 4

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: Economic Affairs Committee
 2 Representative(s) Nelson offered the following:

Amendment (with title amendment)

Between lines 196 and 197, insert:

Section 3. Subsection (12) is added to section 215.5595, Florida Statutes, to read:

215.5595 Insurance Capital Build-Up Incentive Program.—

9 (12) The insurer may request that the board renegotiate
 10 the terms of any surplus note issued under this section before
 11 January 1, 2011. The request must be submitted to the board by
 12 January 1, 2012. If the insurer agrees to accelerate the payment
 13 period of the note by at least 5 years, the board must agree to
 14 exempt the insurer from the premium-to-surplus ratios required
 15 under paragraph (2) (d). If the insurer agrees to an acceleration
 16 of the payment period for less than 5 years, the board may,
 17 after consultation with the Office of Insurance Regulation,
 18 agree to an appropriate revision of the premium-to-surplus
 19 ratios required under paragraph (2) (d) for the remaining term of

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No.

20 the note if the revised ratios are not lower than a minimum
21 writing ratio of net premium to surplus of at least 1 to 1 and,
22 alternatively, a minimum writing ratio of gross premium to
23 surplus of at least 3 to 1.

T I T L E A M E N D M E N T

Between lines 7 and 8, insert:

29 amending s. 215.5595, F.S.; authorizing an insurer to
30 renegotiate the terms a surplus note issued before a certain
31 date; providing limitations;
32

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 5

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<u>✓</u>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
 2 Representative(s) Nunez offered the following:

Amendment (with title amendment)

Between lines 1223 and 1224, insert:

Section 10. Paragraph (b) of subsection (3) of section 627.06281, Florida Statutes, is amended to read:

627.06281 Public hurricane loss projection model; reporting of data by insurers.—

(3)

(b) The fees charged for private sector access and use of the model shall be the reasonable costs associated with the operation and maintenance of the model. Such fees shall not apply to access and use of the model by the office. By January 1, 2009, the office shall establish by rule a fee schedule for access to and the use of the model. The fee schedule must be reasonably calculated to cover only the actual costs of providing access to and the use of the model.

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No.

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T I T L E A M E N D M E N T

Between lines 72 and 73, insert:

amending s. 627.06281, F.S.; providing limitations for fees for
use of the public hurricane model; providing an exception to the
fees;

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Amendment 6

Adopted

Amendment 7

Adopted Without Objection

Amendment 8

Withdrawn

Amendment 9

Adopted

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo		X			
Frank Artilles	X				
Jim Boyd	X				
Chris Dorworth	X				
Brad Drake	X				
Doug Holder		X			
Evan Jenne		X			
Peter Nehr	X				
Bryan Nelson	X				
Jeanette Nuñez	X				
Steven Perman		X			
Ronald Renuart	X				
Kenneth Roberson	X				
Irving Slosberg		X			
Geraldine Thompson		X			
James Waldman		X			
Ritch Workman	X				
Dorothy Hukill (Chair)	X				
Total Yays: 11		Total Nays: 7			

Amendment 10s

Adopted Without Objection

Amendment 11

Withdrawn

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

6

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 6

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
 2 Representative(s) Wood offered the following:

Amendment (with title amendment)

Remove lines 647-664 and insert:

6 Section 8. Effective June 1, 2011, section 626.70132,
 7 Florida Statutes, is created to read:

8 626.70132 Notice of property insurance claim.—Except as
 9 provided in s. 627.706(5), a claim, supplemental claim, or
 10 reopened claim under an insurance policy that provides property
 11 insurance, as defined in s. 624.604, is barred unless notice of
 12 the claim, supplemental claim, or reopened claim was given to
 13 the insurer in accordance with the terms of the policy within 4
 14 years after the date of loss that caused the covered damage. For
 15 purposes of this section, the term "supplemental claim" or
 16 "reopened claim" means any additional claim for recovery from
 17 the insurer for losses from the same peril which the insurer has
 18 previously adjusted pursuant to the initial claim. This section
 19 does not affect any applicable limitation on civil actions

6

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No.

20 provided in s. 95.11 for claims, supplemental claims, or
21 reopened claims timely filed under this section.

22

23

24

25

26

T I T L E A M E N D M E N T

27

Remove lines 59-60 and insert:

28

the insurer within a specified period after the date of loss;

29

providing a definition for the terms

7

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 7

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
 2 Representative(s) Wood offered the following:

3

4 **Amendment (with title amendment)**

5 Remove line 1794 and insert:

6 policy within 4 years after the policyholder knew or reasonably

7

8

9

10 **T I T L E A M E N D M E N T**

11 Remove line 113 and insert:

12 placing a 4-year statute of repose on claims for sinkhole

8

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 8

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	___	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	<u>✓</u>	(Y/N)
OTHER	_____	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
 2 Representative(s) Wood offered the following:

Amendment (with title amendment)

Remove line 164 and insert:

7 Section 1. Subsection (2) of section 95.11, Florida
 8 Statutes, is amended to read:

9 95.11 Limitations other than for the recovery of real
 10 property.-

11 (2) WITHIN FIVE YEARS.-

12 (a) An action on judgment or decree of any court, not of
 13 record, of this state or any court of the United States, any
 14 other state or territory in the United States, or a foreign
 15 country.

16 (b) A legal or equitable action on a contract, obligation,
 17 or liability founded on a written instrument, except for an
 18 action to enforce a claim against a payment bond, which shall be

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No.

19 governed by the applicable provisions of ss. 255.05(10 and
20 713.23(1) (e).

21 (c) An action to foreclose a mortgage.

22 (d) An action alleging a willful violation of s. 446.110.

23 (e) Notwithstanding paragraph (b), an action for breach of
24 a property insurance contract, with the time running from the
25 date of loss.

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T I T L E A M E N D M E N T

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Remove line 3 and insert:

33

amending s. 95.11, F.S.; specifying a statute of limitation for

34

a breach of a property insurance contract runs from the date of

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loss; amending s. 215.555, F.S.; providing that specified losses

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COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 9

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
 2 Representative(s) Wood offered the following:

3
 4 **Amendment (with title amendment)**
 5 Remove line 1330 and insert:
 6 of nonrenewal, cancellation, or termination at least 120 ~~180~~
 7 days

T I T L E A M E N D M E N T

12 Remove line 79 and insert:
 13 s. 627.4133, F.S.; reducing the notice of nonrenewal,
 14 cancellation, or termination for specified policyholders;
 15 authorizing an insurer to cancel

10 SA

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 10s

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<input checked="" type="checkbox"/>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
2 Representative(s) Nehr offered the following:

3
4 **Substitute Amendment for Amendment (10) by Representative**
5 **Nehr (with title amendment)**

6 Remove lines 705-711 and insert:

7 3. For all property insurance filings made or submitted
8 after January 25, 2007, but before May 1, 2012 ~~December 31,~~
9 ~~2010~~, an insurer seeking a rate that is greater than the rate
10 most recently approved by the office shall make a "file and
11 use" filing. For purposes of this subparagraph, motor vehicle
12 collision and comprehensive coverages are not considered to be
13 property coverages.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No.

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T I T L E A M E N D M E N T

Remove lines 62-63 and insert:

applicability; amending s. 627.062, F.S.; extending the
expiration date for making a "file and use" filing; deleting an
obsolete provision; prohibiting the Office of Insurance

11

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. //

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input checked="" type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
 2 Representative(s) Nehr offered the following:

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

5 Remove lines 1520-1541 and insert:

6 (3) In the event of a loss for which a dwelling or
 7 personal property is insured on the basis of replacement costs,
 8 the insurer shall pay the replacement cost without reservation
 9 or holdback of any depreciation in value, whether or not the
 10 insured replaces or repairs the dwelling or property.

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 14 -----

15 **T I T L E A M E N D M E N T**

16 Remove lines 93-97 and insert:

17 providing intent; amending s. 627.7011, F.S.; amending s.
 18 627.70131, F.S.;

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Amendment 12

Failed to Adopt

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Frank Artiles		X			
Jim Boyd		X			
Chris Dorworth		X			
Brad Drake		X			
Doug Holder		X			
Evan Jenne	X				
Peter Nehr		X			
Bryan Nelson		X			
Jeanette Nufiez		X			
Steven Perman	X				
Ronald Renuart		X			
Kenneth Roberson		X			
Irving Slosberg	X				
Geraldine Thompson	X				
James Waldman	X				
Ritch Workman		X			
Dorothy Hukill (Chair)		X			
Total Yays: 6		Total Nays: 12			

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

12

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No. 12

Bill No. CS/HB 803

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Economic Affairs Committee
 2 Representative Abruzzo offered the following:

Amendment (with title amendments)

Between lines 299-300, insert:

Section 5: Section 624.46226, Florida Statutes, is amended to read:

624.46226 Public housing authorities self-insurance funds; exemption for taxation and assessments.

(1) Notwithstanding any other provision of law, any two or more public housing authorities in the state as defined in chapter 421 may form a self-insurance fund for the purpose of pooling and spreading liabilities of its members as to any one or combination of casualty risk or real or personal property risk of every kind and every interest in such property against loss or damage from any hazard or cause and against any loss consequential to such loss or damage, provided the self-insurance fund that is created:

(a) Has annual normal premiums in excess of ~~\$5~~ \$3.5 million.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

12

Amendment No.

21 (b) Uses a qualified actuary to determine rates using
22 accepted actuarial principles and annually submits to the office
23 a certification by the actuary that the rates are actuarially
24 sound and are not inadequate, as defined in s. 627.062.

25 (c) Uses a qualified actuary to establish reserves for loss
26 and loss adjustment expenses and annually submits to the office
27 a certification by the actuary that the loss and loss adjustment
28 expense reserves are adequate. If the actuary determines that
29 reserves are not adequate, the fund shall file with the office a
30 remedial plan for increasing the reserves or otherwise
31 addressing the financial condition of the fund, subject to a
32 determination by the office that the fund will operate on an
33 actuarially sound basis and the fund does not pose a significant
34 risk of insolvency.

35 (d) Maintains a continuing program of excess insurance
36 coverage and reserve evaluation to protect the financial
37 stability of the fund in an amount and manner determined by a
38 qualified and independent actuary. At a minimum, this program
39 must:

- 40 1. Purchase excess insurance from authorized insurance
41 carriers or eligible surplus lines insurers.
- 42 2. Retain a per-loss occurrence that does not exceed
43 \$350,000.

44 (e) Submits to the office annually an audited fiscal year-
45 end financial statement by an independent certified public
46 accountant within 6 months after the end of the fiscal year.

47 (f) Has a governing body which is comprised entirely of
48 commissioners of public housing authorities that are members of
49 the public housing authority self-insurance fund or persons
50 appointed by the commissioners of public housing authorities

Amendment No.

51 that are members of the public housing authority self-insurance
52 fund.

53 (g) Uses knowledgeable persons or business entities to
54 administer or service the fund in the areas of claims
55 administration, claims adjusting, underwriting, risk management,
56 loss control, policy administration, financial audit, and legal
57 areas. Such persons must meet all applicable requirements of law
58 for state licensure and must have at least 5 years' experience
59 with commercial self-insurance funds formed under s. 624.462,
60 self-insurance funds formed under s. 624.4622, or domestic
61 insurers.

62 (h) Submits to the office copies of contracts used for its
63 members that clearly establish the liability of each member for
64 the obligations of the fund.

65 (i) Annually submits to the office a certification by the
66 governing body of the fund that, to the best of its knowledge,
67 the requirements of this section are met.

68 (2) As used in this section, the term "qualified actuary"
69 means an actuary that is a member of the Casualty Actuarial
70 Society or the American Academy of Actuaries.

71 (3) A public housing authority's self-insurance fund that
72 meets the requirements of this section is not:

73 (a) An insurer for purposes of participation in or coverage
74 by any insurance guaranty association established by chapter
75 631; or

76 (b) Subject to s. 624.4621 and is not required to file any
77 report with the department under s. 440.38(2)(b) that is
78 uniquely required of group self-insurer funds qualified under s.
79 624.4621.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

12

Amendment No.

80 (4) Premiums, contributions, and assessments received by a
81 public housing authority's self-insurance fund are not subject
82 to ss. 624.509(1) and (2) and 624.5092., ~~except that the tax~~
83 ~~rate shall be 1.6 percent of the gross amount of such premiums,~~
84 ~~contributions, and assessments.~~

85 (5) If any of the requirements of subsection (1) are not
86 met, a public housing authority's self-insurance fund is subject
87 to the requirements of s. 624.4621 if the fund provides only
88 workers' compensation coverage or is subject to the requirements
89 of ss. 624.460-624.488 if the fund provides coverage for other
90 property, casualty, or surety risks. Except, the office may
91 allow a public housing authority's self-insurance fund to
92 continue to operate under this section if subsection (1)(a) is
93 the only requirement not met and the public housing authority's
94 self-insurance fund has provided the office with an acceptable
95 corrective action plan to achieve compliance with subsection
96 (1)(a).

97 (6) Any public housing authority in the state as defined in
98 chapter 421 that is a member of a self-insurance fund pursuant
99 to this section shall be exempt from the assessments imposed
100 under ss. 215.555, 627.351 and 631.57.

101 ~~(7) Reinsurance companies complying with s. 624.610 may~~
102 ~~issue coverage directly to a public housing authority self-~~
103 ~~insuring its liabilities under this section. A public housing~~
104 ~~authority purchasing reinsurance shall be considered an insurer~~
105 ~~for the sole purpose of entering into such reinsurance~~
106 ~~contracts. Contracts of reinsurance issued to public housing~~
107 ~~authorities self-insuring under this section shall receive the~~
108 ~~same tax treatment as reinsurance contracts issued to insurance~~
109 ~~companies. However, the purchase of reinsurance coverage by a~~

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.

10 ~~public housing authority self-insuring under this section shall~~
111 ~~not be construed as authorization to otherwise act as an~~
112 ~~insurer.~~

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T I T L E A M E N D M E N T

Remove line 14 and insert:

requirements under specified circumstances; amending s.
624.46226, F.S.; revising requirements for a self-insurance fund
formed by two or more public housing authorities; exempting
these funds from the insurance premium tax, license tax, and
premium receipt tax; repealing the specification of the amount
of insurance premium tax collected from these funds; providing
an exception to applicability of laws to these funds; repealing
reinsurance provisions relating to these funds; amending s.

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Amendment 13

Failed to Adopt

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Frank Artiles	X				
Jim Boyd		X			
Chris Dorworth		X			
Brad Drake		X			
Doug Holder		X			
Evan Jenne	X				
Peter Nehr		X			
Bryan Nelson		X			
Jeanette Nuñez		X			
Steven Perman	X				
Ronald Renuart	X				
Kenneth Roberson		X			
Irving Slosberg	X				
Geraldine Thompson	X				
James Waldman	X				
Ritch Workman		X			
Dorothy Hukill (Chair)		X			
Total Yays: 8		Total Nays: 10			

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

Amendment No.

Bill No. CS/HB 803

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Economic Affairs Committee
 2 Representative Jenne offered the following:

Amendment (with title amendments)

Remove lines 1200-1211 and insert:

(d) The commission may adopt rules and forms pursuant

T I T L E A M E N D M E N T

Remove line(s) 69-72 and insert:

Session D of the Legislature;

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Amendment 14

Failed to Adopt

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Frank Artiles	X				
Jim Boyd		X			
Chris Dorworth		X			
Brad Drake		X			
Doug Holder		X			
Evan Jenne	X				
Peter Nehr		X			
Bryan Nelson		X			
Jeanette Nuñez		X			
Steven Perman	X				
Ronald Renuart		X			
Kenneth Roberson		X			
Irving Slosberg	X				
Geraldine Thompson	X				
James Waldman	X				
Ritch Workman		X			
Dorothy Hukill (Chair)		X			
Total Yays: 7		Total Nays: 11			

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

Amendment No.

Bill No. CS/HB 803

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Economic Affairs Committee
 2 Representative Jenne offered the following:

Amendment (with title amendments)

Between lines 299 and 300, insert:

7 Section 5. Section 626.7452, Florida Statutes, is amended
 8 to read:

9 626.7452 Managing general agents; examination authority.—
 10 The acts of the managing general agent are considered to be the
 11 acts of the insurer on whose behalf it is acting. A managing
 12 general agent may be examined as if it were the insurer ~~except~~
 13 ~~in the case where the managing general agent solely represents a~~
 14 ~~single domestic insurer.~~

14

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.

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T I T L E A M E N D M E N T

Remove line 14 and insert:
requirements under specified circumstances; amending s.
626.7452, F.S.; removing an exception for the examination of a
managing general agent; amending s.

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Amendment 15

Failed to Adopt

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Frank Artiles	X				
Jim Boyd		X			
Chris Dorworth		X			
Brad Drake		X			
Doug Holder		X			
Evan Jenne	X				
Peter Nehr		X			
Bryan Nelson		X			
Jeanette Nuñez		X			
Steven Perman	X				
Ronald Renuart		X			
Kenneth Roberson		X			
Irving Slosberg	X				
Geraldine Thompson	X				
James Waldman	X				
Ritch Workman	X				
Dorothy Hukill (Chair)		X			
Total Yays: 8		Total Nays: 10			

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

Amendment No.

Bill No. CS/HB 803

COUNCIL/COMMITTEE 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 Council/Committee hearing bill: Economic Affairs Committee
 2 Representative Jenne offered the following:

Amendment (with title amendments)

Between lines 2280 and 2281, insert:

Section 23. Section 627.4106, Florida Statutes, is created to read:

627.4106 Applicability of consumer protection statutes to the business of insurance.--

(1) Notwithstanding any provision to the contrary, the business of insurance shall be subject to the laws of Florida applicable to any other business, including, but not limited to, the Florida Civil Rights Act of 1992 set forth in Part I of Chapter 760, the Florida Anti-Trust Act of 1980 set forth in Chapter 542, the Florida Deceptive and Unfair Trade Practice Act set forth in Part II of Chapter 501, and the consumer protection provisions contained in chapter 540. It is also the intent of this provision that all such protections afforded by Chapters 501, 540, 542 and 760 apply to insurance consumers.

HOUSE AMENDMENT FOR COUNCIL/COMMITTEE PURPOSES

15

Amendment No.

22 (2) Nothing in this section shall be construed to
23 prohibit:

24 (a) Any agreement to collect, compile and disseminate
25 historical data on paid claims or reserves for reported
26 claims, provided such data is contemporaneously transmitted to
27 the commissioner;

28 (b) Participation in any joint arrangement established
29 by statute or the commissioner to assure availability of
30 insurance;

31 (c) Any agent or broker, representing one or more
32 insurers, from obtaining from any insurer it represents
33 information relative to the premium for any policy or risk to
34 be underwritten by that insurer;

35 (d) Any agent or broker from disclosing to an insurer it
36 represents any quoted rate or charge offered by another
37 insurer represented by that agent or broker for the purpose of
38 negotiating a lower rate, charge, or term from the insurer to
39 whom the disclosure is made; or

40 (e) Any agents, brokers, or insurers from utilizing or
41 participating with multiple insurers or reinsurers for
42 underwriting a single risk or group of risks.

43 Section 24. Subsection (4) of Section 501.212, Florida
44 Statutes, is amended to read:

45 501.212 Application.--This part does not apply to:

46 (4) Any person or activity regulated under laws
47 administered by:

48 ~~(a) The Office of Insurance Regulation of the Financial~~
49 ~~Services Commission;~~

50 ~~(b) Banks and Savings and loan associations regulated by~~
51 ~~the Office of Financial Regulation of the Financial Services~~

Amendment No.

52 Commission;

53 ~~(b)-(e)~~ Banks or Savings and loan associations regulated
54 by federal agencies; or

55 ~~(c)-(d)~~ Any person or activity regulated under the laws
56 administered by the former Department of Insurance which are
57 now administered by the Department of Financial Services.

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T I T L E A M E N D M E N T

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66 Remove line 160 and insert:

67 Association Act; creating s. 627.4106, F.S.; providing
68 application of laws to the business of insurance; providing
69 application of laws to insurance consumers; providing
70 exceptions; amending s. 501.212, F.S.; revising exceptions to
71 part II of ch. 501, F.S., the Deceptive and Unfair Trade
72 Practices Act; providing severability; providing

73

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Amendment 16

Failed to Adopt

	<i>Yea</i>	<i>Nay</i>	<i>No Vote</i>	<i>Absentee Yea</i>	<i>Absentee Nay</i>
Joseph Abruzzo	X				
Frank Artiles	X				
Jim Boyd		X			
Chris Dorworth		X			
Brad Drake		X			
Doug Holder		X			
Evan Jenne	X				
Peter Nehr	X				
Bryan Nelson		X			
Jeanette Nuñez		X			
Steven Perman	X				
Ronald Renuart		X			
Kenneth Roberson		X			
Irving Slosberg	X				
Geraldine Thompson	X				
James Waldman	X				
Ritch Workman		X			
Dorothy Hukill (Chair)		X			
Total Yays: 8		Total Nays: 10			

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

16

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 16

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<u> </u>	(Y/N)
ADOPTED AS AMENDED	<u> </u>	(Y/N)
ADOPTED W/O OBJECTION	<u> </u>	(Y/N)
FAILED TO ADOPT	<u> ✓ </u>	(Y/N)
WITHDRAWN	<u> </u>	(Y/N)
OTHER	<u> </u>	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
 2 Representative(s) Nehr offered the following:

Amendment

Remove lines 1537-1541 and insert:

(b) For personal property:

7 1. The insurer must offer coverage under which the insurer
 8 is obligated to pay the replacement cost without reservation or
 9 holdback for any depreciation in value, whether or not the
 10 insured replaces the property.

11 2. The insurer may also offer coverage under which the
 12 insurer may limit the initial payment to the actual cash value
 13 of the personal property to be replaced, require the insured to
 14 provide receipts for the purchase of the property financed by
 15 the initial payment, use such receipts to make the next payment
 16 requested by the insured for the replacement of insured
 17 property, and continue this process until the insured remits all
 18 receipts up to the policy limits for replacement costs. The
 19 insurer must provide clear notice of this process in the

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No.

20 insurance contract. The insurer may not require the policyholder
21 to advance payment for the replaced property. In the event of a
22 loss for which a dwelling or personal property is insured on the
23 basis of replacement costs, the insurer shall pay the
24 replacement cost without reservation or holdback of any
25 depreciation in value, whether or not the insured replaces or
26 repairs the dwelling or property.

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Amendment 17

Adopted

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo		X			
Frank Artiles	X				
Jim Boyd	X				
Chris Dorworth	X				
Brad Drake	X				
Doug Holder	X				
Evan Jenne		X			
Peter Nehr	X				
Bryan Nelson	X				
Jeanette Nuñez	X				
Steven Perman		X			
Ronald Renuart	X				
Kenneth Roberson	X				
Irving Slosberg		X			
Geraldine Thompson		X			
James Waldman	X				
Ritch Workman	X				
Dorothy Hukill (Chair)	X				
Total Yays: 13		Total Nays: 5			

Appearances:

Boardman, Mark (Lobbyist) - Information Only

Insured Public Action Coalition

P. O. Box 940608

Maitland FL 32794

Phone: 407-834-7157

Dyal, Steve (Lobbyist) - Waive In Support

National Association of Public Insurance Adjusters

9410 Hawks Nest Lane

Tallahassee FL 32309

Phone: (850)510-6286

Gonzalez, Jose - Vice President - Information Only

AIF

516 N Adams Street

Tallahassee FL 32312

Phone: 850-224-7173

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 17

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input checked="" type="checkbox"/> (Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/> (Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/> (Y/N)
FAILED TO ADOPT	<input type="checkbox"/> (Y/N)
WITHDRAWN	<input type="checkbox"/> (Y/N)
OTHER	<input type="checkbox"/>

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
2 Representative(s) Holder offered the following:

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

5 Remove line 164 and insert:

6 Section 1. Subsection (11) of section 95.11, Florida
7 Statutes, is created to read:

8 95.11 Limitations other than for the recovery of real
9 property.—Actions other than for recovery of real property shall
10 be commenced as follows:

11 (11) WITHIN SIX YEARS.—Notwithstanding subsection (2)(b),
12 an action for breach of a property insurance contract, with the
13 time running from the date of loss.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. CS/HB 803 (2011)

Amendment No. 17

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T I T L E A M E N D M E N T

Between lines 2 and 3, insert:
amending s. 95.11, F.S.; providing a statute of limitations for
breach of a property insurance contract; specifying the time for
commencement of a statute of limitations for breach of a
property insurance contract;

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Farmer, Gary (General Public) - Opponent

Florida Justice Association
425 N Andrews Ave, #2
Ft. Lauderdale FL 33301
Phone: 954-524-2820

Geller, Steve - Information Only

Hollywood FL

Mayer, Ashley (State Employee) - Information Only

Director, Legal Affairs, Florida Department of Financial Services
Capitol
Tallahassee FL 32399
Phone: 850-413-2863

Mayer, Ashley (Lobbyist) (State Employee) - Information Only

Director, Legal Affairs, Florida Department of Financial Services
Capitol
Tallahassee FL 32399
Phone: 850-413-2863

Miller, Lisa - CEO (Lobbyist) - Opponent

Lisa Miller & Associates
331 N. Monroe Street
Tallahassee FL 32301
Phone: (850)528-9229

Plante, Ken (Lobbyist) - Waive In Support

Florida Association of Public Insurance Adjusters
324 E Virginia Street
Tallahassee FL 32301
Phone: (850)224-9100

Reeves, Teye (Lobbyist) - Waive In Support

Florida Chamber of Commerce
136 S. Bronough Street
Tallahassee FL
Phone: 850-521-1235

Stevens, Monte - Director of Government Affairs (Lobbyist) (State Employee) - Waive In Support

OIR
200 E Gaines Street
Tallahassee FL 32301
Phone: 850-413-2571

Wester, Gerald (Lobbyist) - Waive In Support

American Insurance Association
101 E College Avenue
Tallahassee FL 32301
Phone: (850)445-7256

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

CS/CS/HB 823 : Loan Processing

Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

CS/CS/HB 849 : Building Construction and Inspection

Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

CS/HB 869 : Manatee County Port Authority

Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

CS/CS/HB 991 : Environmental Regulation

Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

CS/HB 1037 : Continuing Care Retirement Communities

Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

HM 1047 : Nonresident Alien Accounts

Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

HB 1087 : Persons Designated To Receive Insurer Notifications

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Frank Artiles	X				
Jim Boyd	X				
Chris Dorworth	X				
Brad Drake	X				
Doug Holder	X				
Evan Jenne		X			
Peter Nehr	X				
Bryan Nelson	X				
Jeanette Nuñez	X				
Steven Perman	X				
Ronald Renuart	X				
Kenneth Roberson	X				
Irving Slosberg	X				
Geraldine Thompson	X				
James Waldman	X				
Ritch Workman	X				
Dorothy Hukill (Chair)	X				
Total Yeas: 17		Total Nays: 1			

HB 1087 Amendments

Amendment 1

Adopted as Amended

Amendment 1a

Adopted Without Objection

Amendment 2a

Adopted Without Objection

Amendment 3a

Adopted Without Objection

Amendment 4a

Withdrawn

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Amendment 5a

Withdrawn

Appearances:

Farmer, Gary (General Public) - Information Only

Florida Justice Association
425 N Andrews Ave, #2
Ft. Lauderdale FL 33301
Phone: 954-524-2820

Mayer, Ashley (Lobbyist) (State Employee) - Proponent

Director, Legal Affairs, Florida Department of Financial Services
Capitol
Tallahassee FL 32399
Phone: 850-413-2863

Rodriguez, Raquel A. (Lobbyist) - Waive In Support

Best Doctors, Inc.
201 S Biscayne Boulevard, 22nd Floor
Miami FL 33131
Phone: 205-347-6531

Stevens, Monte - Director of Government Affairs (Lobbyist) (State Employee) - Waive In Support

OIR
200 E Gaines Street, Suite 121
Tallahassee FL 32399
Phone: 850-413-2571

Thorn, Eric - Attorney (Lobbyist) - Waive In Support

Best Doctors, Inc.
2617 Marston Road
Tallahassee FL 32308
Phone: 850-510-2165

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 1087 (2011)

Amendment No. |

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: Economic Affairs Committee
2 Representative(s) Holder offered the following:

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

5 Remove everything after the enacting clause and insert:

6 Section 1. Subsection (8) of section 624.402, Florida
7 Statutes, is amended to read:

8 624.402 Exceptions, certificate of authority required.—A
9 certificate of authority shall not be required of an insurer
10 with respect to:

11 (8) An insurer domiciled outside the United States
12 covering only persons who, at the time of issuance or renewal,
13 are nonresidents of the United States if:

14 (a) The insurer or any affiliated person as defined in
15 624.04 under common ownership or control with the insurer does
16 not solicit, sell or accept application for any insurance policy
17 or contract to be delivered or issued for delivery to any person
18 in any state;

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19 (b) The insurer registers with the office via a letter of
20 notification upon commencing business from this state;

21 (c) The insurer provides the following information, in
22 English, to the office annually by March 1:

23 1. The name of the insurer, the country of domicile, the
24 address of the insurer's principal office and office in this
25 state, the names of the owners of the insurer and their
26 percentage of ownership, the names of the officers and directors
27 of the insurer, the name, e-mail, and telephone number of a
28 contact person for the insurer, and the number of individuals
29 who are employed by the insurer or its affiliates in this state;

30 2. The lines of insurance and types of products offered by
31 the insurer;

32 3. A statement from the applicable regulatory body of the
33 insurer's domicile certifying that the insurer is licensed or
34 registered for those lines of insurance and types of products in
35 that domicile; and

36 4. A copy of the filings required by the applicable
37 regulatory body of the insurer's country of domicile and in such
38 country's official language or in English, if available;

39 (d) All certificates, policies, or contracts issued in
40 this state showing coverage under the insurer's policy include
41 the following statement in a contrasting color and at least 10-
42 point type: "The policy providing your coverage and the insurer
43 providing this policy have not been approved by the Florida
44 Office of Insurance Regulation"; and

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45 (e) In the event the insurer ceases to do business from
46 this state, the insurer will provide written notification to the
47 office within 30 days after cessation.

48 (f) For purposes of this subsection, "nonresident" means a
49 person who resides in and maintains a physical place of domicile
50 in a country other than the United States, which he or she
51 recognizes as and intends to maintain as his or her permanent
52 home. A nonresident does not include an unauthorized immigrant
53 present in the United States. Notwithstanding any other
54 provision of law, it is conclusively presumed, for purposes of
55 this subsection, that a person is a resident of the United
56 States if such person:

57 1. has had his or her principal place of domicile in the
58 United States for 180 days or more in the 365 days prior to
59 issuance or renewal of the policy;

60 2. has registered to vote in any state;

61 3. has made a statement of domicile in any state; or

62 4. has filed for homestead tax exemption on property in any
63 state.

64 (g) Subject to the limitations contained in this
65 subsection, services including those listed in s. 624.10 may be
66 provided by the insurer or an affiliated person as defined in
67 624.04 under common ownership or control with the insurer.

68 (h) An alien insurer transacting insurance in this state
69 without complying with the provisions of this subsection shall
70 be in violation of this chapter and subject to the penalties
71 provided in s. 624.15.

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72 ~~(a) Life insurance policies or annuity contracts issued by~~
73 ~~an insurer domiciled outside the United States covering only~~
74 ~~persons who, at the time of issuance, are not residents of the~~
75 ~~United States and are not nonresidents illegally residing in the~~
76 ~~United States, provided:~~

77 ~~1. The insurer must currently be an authorized insurer in~~
78 ~~its country of domicile as to the kind or kinds of insurance~~
79 ~~proposed to be offered and must have been such an insurer for~~
80 ~~not fewer than the immediately preceding 3 years, or must be the~~
81 ~~wholly owned subsidiary of such authorized insurer or must be~~
82 ~~the wholly owned subsidiary of an already eligible authorized~~
83 ~~insurer as to the kind or kinds of insurance proposed for a~~
84 ~~period of not fewer than the immediately preceding 3 years.~~
85 ~~However, the office may waive the 3-year requirement if the~~
86 ~~insurer has operated successfully for a period of at least the~~
87 ~~immediately preceding year and has capital and surplus of not~~
88 ~~less than \$25 million.~~

89 ~~2. Before the office may grant eligibility, the requesting~~
90 ~~insurer shall furnish the office with a duly authenticated copy~~
91 ~~of its current annual financial statement, in English, and with~~
92 ~~all monetary values therein expressed in United States dollars,~~
93 ~~at an exchange rate then-current and shown in the statement, in~~
94 ~~the case of statements originally made in the currencies of~~
95 ~~other countries, and with such additional information relative~~
96 ~~to the insurer as the office may request.~~

97 ~~3. The insurer must have and maintain surplus as to~~
98 ~~policyholders of not less than \$15 million. Any such surplus as~~
99 ~~to policyholders shall be represented by investments consisting~~

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100 ~~of eligible investments for like funds of like domestic insurers~~
101 ~~under part II of chapter 625; however, any such surplus as to~~
102 ~~policyholders may be represented by investments permitted by the~~
103 ~~domestic regulator of such alien insurance company if such~~
104 ~~investments are substantially similar in terms of quality,~~
105 ~~liquidity, and security to eligible investments for like funds~~
106 ~~of like domestic insurers under part II of chapter 625.~~

107 ~~4. The insurer must be of good reputation as to the~~
108 ~~providing of service to its policyholders and the payment of~~
109 ~~losses and claims.~~

110 ~~5. To maintain eligibility, the insurer shall furnish the~~
111 ~~office within the time period specified in s. 624.424(1)(a) a~~
112 ~~duly authenticated copy of its current annual and quarterly~~
113 ~~financial statements, in English, and with all monetary values~~
114 ~~therein expressed in United States dollars, at an exchange rate~~
115 ~~then-current and shown in the statement, in the case of~~
116 ~~statements originally made in the currencies of other countries,~~
117 ~~and with such additional information relative to the insurer as~~
118 ~~the office may request.~~

119 ~~6. An insurer receiving eligibility under this subsection~~
120 ~~shall agree to make its books and records pertaining to its~~
121 ~~operations in this state available for inspection during normal~~
122 ~~business hours upon request of the office.~~

123 ~~7. The insurer shall provide to the applicant for the~~
124 ~~policy or contract a copy of the most recent quarterly financial~~
125 ~~statements of the insurer providing, in clear and conspicuous~~
126 ~~language:~~

127 ~~a. The date of organization of the insurer.~~

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128 ~~b. The identity of and rating assigned by each recognized~~
129 ~~insurance company rating organization that has rated the insurer~~
130 ~~or, if applicable, that the insurer is unrated.~~

131 ~~c. That the insurer does not hold a certificate of~~
132 ~~authority issued in this state and that the office does not~~
133 ~~exercise regulatory oversight over the insurer.~~

134 ~~d. The identity and address of the regulatory authority~~
135 ~~exercising oversight of the insurer.~~

136

137 ~~This paragraph does not impose upon the office any duty or~~
138 ~~responsibility to determine the actual financial condition or~~
139 ~~claims practices of any unauthorized insurer, and the status of~~
140 ~~eligibility, if granted by the office, indicates only that the~~
141 ~~insurer appears to be financially sound and to have satisfactory~~
142 ~~claims practices and that the office has no credible evidence to~~
143 ~~the contrary.~~

144 ~~(b) If at any time the office has reason to believe that~~
145 ~~an insurer issuing policies or contracts pursuant to this~~
146 ~~subsection is insolvent or is in unsound financial condition,~~
147 ~~does not make reasonable prompt payment of benefits, or is no~~
148 ~~longer eligible under the conditions specified in this~~
149 ~~subsection, the office may conduct an examination or~~
150 ~~investigation in accordance with s. 624.316, s. 624.3161, or s.~~
151 ~~624.320 and, if the findings of such examination or~~
152 ~~investigation warrant, may withdraw the eligibility of the~~
153 ~~insurer to issue policies or contracts pursuant to this~~
154 ~~subsection without having a certificate of authority issued by~~
155 ~~the office.~~

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156 ~~(c) This subsection does not provide an exception to the~~
157 ~~agent licensure requirements of chapter 626. Any insurer issuing~~
158 ~~policies or contracts pursuant to this subsection shall appoint~~
159 ~~the agents that the insurer uses to sell such policies or~~
160 ~~contracts as provided in chapter 626.~~

161 ~~(d) An insurer issuing policies or contracts pursuant to~~
162 ~~this subsection is subject to part IX of chapter 626, Unfair~~
163 ~~Insurance Trade Practices, and the office may take such actions~~
164 ~~against the insurer for a violation as are provided in that~~
165 ~~part.~~

166 ~~(e) Policies and contracts issued pursuant to this~~
167 ~~subsection are not subject to the premium tax specified in s.~~
168 ~~624.509.~~

69 ~~(f) Applications for life insurance coverage offered under~~
170 ~~this subsection must contain, in contrasting color and not less~~
171 ~~than 12-point type, the following statement on the same page as~~
172 ~~the applicant's signature:~~

173 ~~This policy is primarily governed by the laws of a foreign~~
174 ~~country. As a result, all of the rating and underwriting laws~~
175 ~~applicable to policies filed in this state do not apply to this~~
176 ~~coverage, which may result in your premiums being higher than~~
177 ~~would be permissible under a Florida-approved policy. Any~~
178 ~~purchase of individual life insurance should be considered~~
179 ~~carefully, as future medical conditions may make it impossible~~
180 ~~to qualify for another individual life policy. If the insurer~~
181 ~~issuing your policy becomes insolvent, this policy is not~~
182 ~~covered by the Florida Life and Health Insurance Guaranty~~
183 ~~Association. For information concerning individual life coverage~~

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184 ~~under a Florida-approved policy, consult your agent or the~~
185 ~~Florida Department of Financial Services.~~

186 ~~(g) All life insurance policies and annuity contracts~~
187 ~~issued pursuant to this subsection must contain on the first~~
188 ~~page of the policy or contract, in contrasting color and not~~
189 ~~less than 10-point type, the following statement:~~

190 ~~The benefits of the policy providing your coverage are governed~~
191 ~~primarily by the law of a country other than the United States.~~

192 ~~(h) All single-premium life insurance policies and single-~~
193 ~~premium annuity contracts issued to persons who are not~~
194 ~~residents of the United States and are not nonresidents~~
195 ~~illegally residing in the United States pursuant to this~~
196 ~~subsection shall be subject to the provisions of chapter 896.~~

197 Section 2. Upon this act becoming a law, section 626.207,
198 Florida Statutes, is amended to read:

199 626.207 Disqualification of applicants and licensees;
200 penalties against licensees; rulemaking authority Department
201 rulemaking authority; waiting periods for applicants; penalties
202 against licensees.-

203 (1) For purposes of this section, "financial services
204 business" means any financial activity regulated by the
205 Department of Financial Services, the Office of Insurance
206 Regulation, or the Office of Financial Regulation.

207 (2) For purposes of this section, the terms "first degree
208 felony" and "capital felony" shall include all felonies
209 designated as such by the Florida Statutes, as well as any
210 felony so designated in the jurisdiction in which the plea is
211 entered or judgment is rendered.

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212 (3) An applicant who commits a first degree felony, a
213 capital felony, a felony involving money laundering, fraud, or
214 embezzlement, or a felony directly related to the financial
215 services business is permanently barred from applying for a
216 license under this Part. This bar applies to convictions, guilty
217 pleas, or nolo contendere pleas, regardless of adjudication, by
218 any applicant, officer, director, majority owner, partner,
219 manager, or other person who manages or controls any applicant.

220 (4) For all other crimes not included in subsection (3),
221 the department shall adopt rules establishing the process and
222 application of disqualifying periods:

223 (a) A 15 year disqualifying period for all felonies
224 involving moral turpitude that are not specifically included in
25 the permanent bar contained in subsection (3).

226 ~~The department shall adopt rules establishing specific waiting~~
227 ~~periods for applicants to become eligible for licensure~~
228 ~~following denial, suspension, or revocation pursuant to s.~~
229 ~~626.611, s. 626.621, s. 626.8437, s. 626.844, s. 626.935, s.~~
230 ~~634.181, s. 634.191, s. 634.320, s. 634.321, s. 634.422, s.~~
231 ~~634.423, s. 642.041, or s. 642.043. The purpose of the waiting~~
232 ~~periods is to provide sufficient time to demonstrate reformation~~
233 ~~of character and rehabilitation. The waiting periods shall vary~~
234 ~~based on the type of conduct and the length of time since the~~
235 ~~conduct occurred and shall also be based on the probability that~~
236 ~~the propensity to commit illegal conduct has been overcome. The~~
237 ~~waiting periods may be adjusted based on aggravating and~~
238 ~~mitigating factors established by rule and consistent with this~~
239 ~~purpose.~~

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240 (b) A 7 year disqualifying period for all felonies to
241 which neither the permanent bar in subsection (3) nor the 15
242 year disqualifying period in subsection (4)(a) apply.

243 (c) A 7 year disqualifying period for all misdemeanors
244 directly related to the financial services business.

245 (5) The department shall adopt rules providing for
246 additional disqualifying periods due to the commitment of
247 multiple crimes and other factors reasonably related to the
248 applicant's criminal history. The rules shall provide for
249 mitigating and aggravating factors. However, mitigation may not
250 result in a period of disqualification of less than 7 years and
251 may not mitigate the disqualifying periods in subsections (4)
252 (b) and (4) (c).

253 (6) For purposes of this section, the disqualifying periods
254 shall begin upon the applicant's final release from supervision
255 or upon completion of the applicant's criminal sentence,
256 including payment of fines, restitution, and court costs, for
257 the crime for which the disqualifying period applies.

258 (7) After the disqualifying period has been met, the
259 burden is on the applicant to demonstrate that the applicant has
260 been rehabilitated, does not pose a risk to the insurance buying
261 public, is fit and trustworthy to engage in the business of
262 insurance pursuant to s. 626.611(7), and is otherwise qualified
263 for licensure.

264 (8)~~(2)~~ The department shall adopt rules establishing
265 specific penalties against licensees in accordance with the
266 provisions of s. 626.641 and s. 626.651 for violations of s.
267 626.611, s. 626.621, s. 626.8437, s. 626.844, s. 626.935, s.

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268 634.181, s. 634.191, s. 634.320, s. 634.321, s. 634.422, s.
269 634.423, s. 642.041, or s. 642.043. The purpose of the
270 revocation or suspension is to provide a sufficient penalty to
271 deter future violations of the Florida Insurance Code. The
272 imposition of a revocation or the length of suspension shall be
273 based on the type of conduct and the probability that the
274 propensity to commit further illegal conduct has been overcome
275 at the time of eligibility for relicensure. The ~~revocation or~~
276 ~~the~~ length of suspension may be adjusted based on aggravating or
277 mitigating factors, established by rule and consistent with this
278 purpose.

279
280 The provisions of s. 112.011 do not apply to any applicants for
31 licensure under the Florida Insurance Code, including, but not
282 limited to, agents, agencies, adjusters, adjusting firms,
283 customer representatives, or managing general agents.

284 Section 3. Paragraphs (a) and (b) of subsection (1),
285 paragraphs (a) and (b) of subsection (2), and subsection (4) of
286 section 627.4133, Florida Statutes, are amended to read:

287 627.4133 Notice of cancellation, nonrenewal, or renewal
288 premium.—

289 (1) Except as provided in subsection (2):

290 (a) An insurer issuing a policy providing coverage for
291 workers' compensation and employer's liability insurance,
292 property, casualty, except mortgage guaranty, surety, or marine
293 insurance, other than motor vehicle insurance subject to s.
294 627.728, shall give the first-named insured at least 45 days'
295 advance written notice of nonrenewal or of the renewal premium.

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296 If the policy is not to be renewed, the written notice shall
297 state the reason or reasons as to why the policy is not to be
298 renewed. This requirement applies only if the insured has
299 furnished all of the necessary information so as to enable the
300 insurer to develop the renewal premium prior to the expiration
301 date of the policy to be renewed.

302 (b) An insurer issuing a policy providing coverage for
303 property, casualty, except mortgage guaranty, surety, or marine
304 insurance, other than motor vehicle insurance subject to s.
305 627.728 or s. 627.7281, shall give the first-named insured
306 written notice of cancellation or termination other than
307 nonrenewal at least 45 days prior to the effective date of the
308 cancellation or termination, including in the written notice the
309 reason or reasons for the cancellation or termination, except
310 that:

311 1. When cancellation is for nonpayment of premium, at
312 least 10 days' written notice of cancellation accompanied by the
313 reason therefor shall be given. As used in this subparagraph and
314 in s. 440.42(3), the term "nonpayment of premium" means failure
315 of the named insured to discharge when due any of her or his
316 obligations in connection with the payment of premiums on a
317 policy or any installment of such premium, whether the premium
318 is payable directly to the insurer or its agent or indirectly
319 under any premium finance plan or extension of credit, or
320 failure to maintain membership in an organization if such
321 membership is a condition precedent to insurance coverage.
322 "Nonpayment of premium" also means the failure of a financial
323 institution to honor an insurance applicant's check after

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324 delivery to a licensed agent for payment of a premium, even if
325 the agent has previously delivered or transferred the premium to
326 the insurer. If a dishonored check represents the initial
327 premium payment, the contract and all contractual obligations
328 shall be void ab initio unless the nonpayment is cured within
329 the earlier of 5 days after actual notice by certified mail is
330 received by the applicant or 15 days after notice is sent to the
331 applicant by certified mail or registered mail, and if the
332 contract is void, any premium received by the insurer from a
333 third party shall be refunded to that party in full; and

334 2. When such cancellation or termination occurs during the
335 first 90 days during which the insurance is in force and the
336 insurance is canceled or terminated for reasons other than
337 nonpayment of premium, at least 20 days' written notice of
338 cancellation or termination accompanied by the reason therefor
339 shall be given except where there has been a material
340 misstatement or misrepresentation or failure to comply with the
341 underwriting requirements established by the insurer.

342
343 After the policy has been in effect for 90 days, no such policy
344 shall be canceled by the insurer except when there has been a
345 material misstatement, a nonpayment of premium, a failure to
346 comply with underwriting requirements established by the insurer
347 within 90 days of the date of effectuation of coverage, or a
348 substantial change in the risk covered by the policy or when the
349 cancellation is for all insureds under such policies for a given
350 class of insureds. This subsection does not apply to

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351 individually rated risks having a policy term of less than 90
352 days.

353 (2) With respect to any personal lines or commercial
354 residential property insurance policy, including, but not
355 limited to, any homeowner's, mobile home owner's, farmowner's,
356 condominium association, condominium unit owner's, apartment
357 building, or other policy covering a residential structure or
358 its contents:

359 (a) The insurer shall give the first-named insured at
360 least 45 days' advance written notice of the renewal premium.

361 (b) The insurer shall give the first-named insured written
362 notice of nonrenewal, cancellation, or termination at least 100
363 days prior to the effective date of the nonrenewal,
364 cancellation, or termination. However, the insurer shall give at
365 least 100 days' written notice, or written notice by June 1,
366 whichever is earlier, for any nonrenewal, cancellation, or
367 termination that would be effective between June 1 and November
368 30. The notice must include the reason or reasons for the
369 nonrenewal, cancellation, or termination, except that:

370 1. The insurer shall give the first-named insured written
371 notice of nonrenewal, cancellation, or termination at least 180
372 days prior to the effective date of the nonrenewal,
373 cancellation, or termination for a first-named insured whose
374 residential structure has been insured by that insurer or an
375 affiliated insurer for at least a 5-year period immediately
376 prior to the date of the written notice.

377 2. When cancellation is for nonpayment of premium, at
378 least 10 days' written notice of cancellation accompanied by the

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379 | reason therefor shall be given. As used in this subparagraph,
380 | the term "nonpayment of premium" means failure of the named
381 | insured to discharge when due any of her or his obligations in
382 | connection with the payment of premiums on a policy or any
383 | installment of such premium, whether the premium is payable
384 | directly to the insurer or its agent or indirectly under any
385 | premium finance plan or extension of credit, or failure to
386 | maintain membership in an organization if such membership is a
387 | condition precedent to insurance coverage. "Nonpayment of
388 | premium" also means the failure of a financial institution to
389 | honor an insurance applicant's check after delivery to a
390 | licensed agent for payment of a premium, even if the agent has
391 | previously delivered or transferred the premium to the insurer.

92 | If a dishonored check represents the initial premium payment,
393 | the contract and all contractual obligations shall be void ab
394 | initio unless the nonpayment is cured within the earlier of 5
395 | days after actual notice by certified mail is received by the
396 | applicant or 15 days after notice is sent to the applicant by
397 | certified mail or registered mail, and if the contract is void,
398 | any premium received by the insurer from a third party shall be
399 | refunded to that party in full.

400 | 3. When such cancellation or termination occurs during the
401 | first 90 days during which the insurance is in force and the
402 | insurance is canceled or terminated for reasons other than
403 | nonpayment of premium, at least 20 days' written notice of
404 | cancellation or termination accompanied by the reason therefor
405 | shall be given except where there has been a material

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406 misstatement or misrepresentation or failure to comply with the
407 underwriting requirements established by the insurer.

408 4. The requirement for providing written notice of
409 nonrenewal by June 1 of any nonrenewal that would be effective
410 between June 1 and November 30 does not apply to the following
411 situations, but the insurer remains subject to the requirement
412 to provide such notice at least 100 days prior to the effective
413 date of nonrenewal:

414 a. A policy that is nonrenewed due to a revision in the
415 coverage for sinkhole losses and catastrophic ground cover
416 collapse pursuant to s. 627.706, as amended by s. 30, chapter
417 2007-1, Laws of Florida.

418 b. A policy that is nonrenewed by Citizens Property
419 Insurance Corporation, pursuant to s. 627.351(6), for a policy
420 that has been assumed by an authorized insurer offering
421 replacement or renewal coverage to the policyholder.

422
423 After the policy has been in effect for 90 days, the policy
424 shall not be canceled by the insurer except when there has been
425 a material misstatement, a nonpayment of premium, a failure to
426 comply with underwriting requirements established by the insurer
427 within 90 days of the date of effectuation of coverage, or a
428 substantial change in the risk covered by the policy or when the
429 cancellation is for all insureds under such policies for a given
430 class of insureds. This paragraph does not apply to individually
431 rated risks having a policy term of less than 90 days.

432 (4) Notwithstanding the provisions of s. 440.42(3), if
433 cancellation of a policy providing coverage for workers'

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434 compensation and employer's liability insurance is requested in
435 writing by the insured, such cancellation shall be effective on
436 the date requested by the insured, or if no date is specified by
437 the insured cancellation shall be effective on the date of the
438 written request. The carrier shall not be required to send
439 notice of cancellation to the insured if the cancellation is
440 requested in writing by the insured ~~the carrier sends the notice~~
441 ~~of cancellation to the insured.~~ Any retroactive assumption of
442 coverage and liabilities under a policy providing workers'
443 compensation and employer's liability insurance may not exceed
444 21 days.

445 Section 4. Subsection (3) is added to section 627.4137,
446 Florida Statutes, to read:

447 627.4137 Disclosure of certain information required.-

448 (3) Any request made to a self-insured corporation
449 pursuant to this section shall be sent by certified mail to the
450 registered agent of the disclosing entity.

451 Section 5. Subsection (2) of section 627.7277, Florida
452 Statutes, is amended to read:

453 627.7277 Notice of renewal premium.-

454 (2) An insurer shall mail or deliver to the first-named
455 insured ~~its policyholder~~ at least 30 days' advance written
456 notice of the renewal premium for the policy.

457 Section 6. Paragraph (a) of subsection (3), paragraphs (a)
458 and (d) of subsection (4), and subsections (5) and (6) of
459 section 627.728, Florida Statutes, are amended to read:

460 627.728 Cancellations; nonrenewals.-

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461 (3) (a) No notice of cancellation of a policy to which this
462 section applies shall be effective unless mailed or delivered by
463 the insurer to the first-named insured and to the first-named
464 insured's insurance agent at least 45 days prior to the
465 effective date of cancellation, except that, when cancellation
466 is for nonpayment of premium, at least 10 days' notice of
467 cancellation accompanied by the reason therefor shall be given.
468 No notice of cancellation of a policy to which this section
469 applies shall be effective unless the reason or reasons for
470 cancellation accompany the notice of cancellation.

471 (4) (a) No insurer shall fail to renew a policy unless it
472 mails or delivers to the first-named insured, at the address
473 shown in the policy, and to the first-named insured's insurance
474 agent at her or his business address, at least 45 days' advance
475 notice of its intention not to renew; and the reasons for
476 refusal to renew must accompany such notice. This subsection
477 does not apply:

- 478 1. If the insurer has manifested its willingness to renew;
479 or
480 2. In case of nonpayment of premium.

481
482 Notwithstanding the failure of an insurer to comply with this
483 subsection, the policy shall terminate on the effective date of
484 any other automobile liability insurance policy procured by the
485 insured with respect to any automobile designated in both
486 policies. Unless a written explanation for refusal to renew
487 accompanies the notice of intention not to renew, the policy
488 shall remain in full force and effect.

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489 (d) Instead of canceling or nonrenewing a policy, an
490 insurer may, upon expiration of the policy term, transfer a
491 policy to another insurer under the same ownership or management
492 as the transferring insurer, by giving the first-named insured
493 at least 45 days' advance notice of its intent to transfer the
494 policy and of the premium and the specific reasons for any
495 increase in the premium.

496 (5) United States postal proof of mailing or certified or
497 registered mailing of notice of cancellation, of intention not
498 to renew, or of reasons for cancellation, or of the intention of
499 the insurer to issue a policy by an insurer under the same
500 ownership or management, to the first-named insured at the
501 address shown in the policy shall be sufficient proof of notice.

502 (6) When a policy is canceled, other than for nonpayment
503 of premium, or in the event of failure to renew a policy to
504 which subsection (4) applies, the insurer shall notify the
505 first-named insured of her or his possible eligibility for
506 insurance through the Automobile Joint Underwriting Association.
507 Such notice shall accompany or be included in the notice of
508 cancellation or the notice of intent not to renew and shall
509 state that such notice of availability of the Automobile Joint
510 Underwriting Association is given pursuant to this section.

511 Section 7. Section 627.7281, Florida Statutes, is amended
512 to read:

513 627.7281 Cancellation notice.—An insurer issuing a policy
514 of motor vehicle insurance not covered under the cancellation
515 provisions of s. 627.728 shall give the first-named insured
516 notice of cancellation at least 45 days prior to the effective

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517 date of cancellation, except that, when cancellation is for
518 nonpayment of premium, at least 10 days' notice of cancellation
519 accompanied by the reason therefor shall be given. As used in
520 this section, "policy" does not include a binder as defined in
521 s. 627.420 unless the duration of the binder period exceeds 60
522 days.

523 Section 8. Section 634.1711, Florida Statutes, is created
524 to read:

525 634.1711 Premium payable.—Notwithstanding ss. 634.1815,
526 634.282(6), (7) and (13), a consumer may purchase a service
527 agreement for a premium amount negotiated with the salesperson.
528 The service agreement company shall be responsible for
529 establishing minimum premium rates to assure its solvency under
530 this part. Other than as stated herein, no other terms or
531 conditions of the service agreement may be revised, amended, or
532 changed by the salesperson.

533 Section 9. Section 634.403, Florida Statutes, is amended
534 to read:

535 634.403 License required; Exemptions.—

536 (1) No person in this state shall provide or offer to
537 provide service warranties to residents of this state unless
538 authorized therefor under a subsisting license issued by the
539 office. The service warranty association shall pay to the office
540 a license fee of \$200 for such license for each license year, or
541 part thereof, the license is in force.

542 (2) An insurer, while authorized to transact property or
543 casualty insurance in this state, may also transact a service
544 warranty business without additional qualifications or

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545 authority, but shall be otherwise subject to the applicable
546 provisions of this part.

547 (3) The office may, pursuant to s. 120.569, in its
548 discretion and without advance notice and hearing, issue an
549 immediate final order to cease and desist to any person or
550 entity which violates this section. The Legislature finds that a
551 violation of this section constitutes an imminent and immediate
552 threat to the public health, safety, and welfare of the
553 residents of this state.

554 (4) Any person that is an affiliate of a domestic insurer
555 as defined in chapter 624 is exempt from application of this
556 part if the person does not issue, or market or cause to be
557 marketed, service warranties to residents of this state and does
558 not administer service warranties that were originally issued to
559 residents of this state. The domestic insurer or its wholly
560 owned Florida licensed insurer must be the direct obligor of all
561 service warranties issued by such affiliate or must issue a
562 contractual liability insurance policy to such affiliate that
563 meets the conditions described in s. 634.406(3). If the Office
564 of Insurance Regulation determines, after notice and opportunity
565 for a hearing, that a person's intentional business practices do
566 not comply with any of the exemption requirements of this
567 subsection, the person shall be subject to this part.

568 (5) A person is exempt from the license requirement if it
569 complies with the following:

570 (a) The service warranties are only sold to non-Florida
571 residents and the person does not issue, or market or cause to
572 be marketed, service warranties to residents of this state and

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573 | does not administer service warranties that were originally
574 | issued to residents of this state.

575 | (b) The person submits a letter of notification to the
576 | office upon start of business from this state and annually by
577 | March 1, which provides the following information:

578 | 1. The type of products offered and a statement certifying
579 | that the products are not regulated in the state in which it is
580 | transacting business or that the person is licensed in the state
581 | in which it is transacting business.

582 | 2. The name of the person, the state of domicile, the home
583 | address and Florida address of the person, the names of the
584 | owners and their percentage of ownership, the names of the
585 | officers and directors, the name, e-mail, and telephone number
586 | of a contact person, the states in which it is transacting
587 | business, and how many individuals are employed in this state.

588 | (c) If the person ceases to do business from this state,
589 | it shall provide written notification of such to the office
590 | within 30 days of cessation.

591 | (6)-(5) Any person who provides, offers to provide, or
592 | holds oneself out as providing or offering to provide a service
593 | warranty to residents of this state ~~in this state or from this~~
594 | state without holding a subsisting license commits, in addition
595 | to any other violation, a misdemeanor of the first degree,
596 | punishable as provided in s. 775.082 or s. 775.083.

597 | Section 10. The amendments made by this act to s. 626.207
598 | do not apply to pending and new applicants until s. 626.207
599 | becomes a law.

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600 Section 11. Except as otherwise expressly provided in this
601 act, and except for the amendments to s. 626.207 which shall
602 take effect upon becoming a law, this act shall take effect July
603 1, 2011.

604

605

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607

T I T L E A M E N D M E N T

608
609 Remove the entire title and insert:

610 An act relating to insurance; amending s. 624.402, FS; exempting
611 insurers covering nonresidents from having to obtain a
612 certificate of authority; requiring certain documentation be
613 provided to the office; providing for a disclaimer; defining a
614 "nonresident"; providing for non-compliance penalties; deleting
615 procedures for life insurers to be exempt from having to obtain
616 a certificate of authority; amending s. 626.207, F.S.; defining
617 financial services business; precluding licensure under the
618 Florida Insurance Code for specified offenses; establishing
619 waiting periods for licensure for other specified offenses;
620 granting rulemaking authority to the Department of Financial
621 Services; clarifying rulemaking authority relating to penalties
622 for licensees; establishing that statutory provisions providing
623 that prior crimes are not a bar to certain employment are not
624 applicable to applicants for licensure under the Florida
625 Insurance Code; amending s. 627.4133, F.S.; changing the
626 designated person or persons who must be notified by an insurer
627 from the "insured" to the "first-named insured" in situations

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628 involving the nonrenewal, renewal premium, cancellation, or
629 termination of workers' compensation, employer liability, or
630 certain property and casualty insurance coverage; specifying
631 that the date of cancellation of a workers' compensation or
632 employer's liability policy be the date of the insured's written
633 request to cancel; amending s. 627.4137, F.S.; requiring a
634 claimant's request about insurance coverage to be appropriately
635 served upon the disclosing entity; amending s. 627.7277, F.S.;
636 making a conforming change that specifies the "first-named
637 insured" as the person who is to receive notification of a
638 renewal premium; amending s. 627.728, F.S.; changing the
639 designated person or persons who must be notified by an insurer
640 from the "insured" to the "first-named insured" in certain
641 situations involving the cancellation or nonrenewal of motor
642 vehicle insurance coverage; making a conforming change that
643 specifies the "first-named insured's insurance agent" as a
644 person who is to receive certain notifications relating to motor
645 vehicle insurance coverage; amending s. 627.7281, F.S.; making a
646 conforming change that specifies the "first-named insured" as
647 the person who is to receive notification of cancellation of
648 motor vehicle insurance coverage; creating s. 634.1711; allowing
649 a consumer to purchase a service agreement for a premium
650 negotiated with the salesperson; allowing the service agreement
651 company to be responsible for establishing premium rate;
652 amending s. 634.403; exempting certain persons from service
653 warranty licensure requirements under certain circumstances;
654 providing an effective date.

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Amendment No. *1A*

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	___	(Y/N)
ADOPTED AS AMENDED	___	(Y/N)
ADOPTED W/O OBJECTION	<u>✓</u>	(Y/N)
FAILED TO ADOPT	___	(Y/N)
WITHDRAWN	___	(Y/N)
OTHER	_____	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
2 Representative(s) Dorworth offered the following:

3
4 **Amendment to Amendment (1) by Representative Holder (with**
5 **title amendment)**

6 Between lines 5 and 6, insert:

7 Section 1. Subsection (1) of section 440.12, Florida
8 Statutes, is amended to read:

9 440.12 Time for commencement and limits on weekly rate of
10 compensation.—

11 (1) ~~No Compensation is not shall be~~ allowed for the first
12 7 days of the disability, except for benefits provided under ~~for~~
13 ~~in~~ s. 440.13. However, if the injury results in disability of
14 more than 21 days, compensation shall be allowed from the
15 commencement of the disability.

16 (a) All weekly compensation payments, except for the first
17 payment, shall be paid by check or, if authorized by the
18 employee, on a prepaid card pursuant to paragraph (b) or
19 deposited directly into the employee's account at a financial

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20 institution. As used in this subsection, the term "financial
21 institution" means a financial institution as defined in s.
22 655.005(1)(h).

23 (b) Upon receipt of authorization by the employee as
24 provided in s. 440.12(1)(a), a carrier may use a prepaid card to
25 deliver the payment of compensation to an employee if the
26 employee is:

27 1. Provided with at least one means of accessing his or
28 her entire compensation payment once per week without incurring
29 fees;

30 2. Provided with the ability to make point-of-sale
31 purchases without incurring fees from the financial institution
32 issuing the prepaid card; and

33 3. Provided with the terms and conditions of the prepaid
34 card program, including a description of any fees that may be
35 assessed.

36 (c) Each carrier shall keep a record of all payments made
37 under this subsection and the time and manner of such payments,
38 and shall furnish these records, or a report based on these
39 records, to the Division of Insurance Fraud and the Division of
40 Workers' Compensation upon request.

41 (d) The department may adopt rules to administer this
42 section.

43 Section 2. Paragraph (a) of subsection (1) of section
44 440.20, Florida Statutes, is amended to read:

45 440.20 Time for payment of compensation and medical bills;
46 penalties for late payment.-

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47 (1) (a) Unless it denies compensability or entitlement to
48 benefits, the carrier shall pay compensation directly to the
49 employee as required by ss. 440.14, 440.15, and 440.16, in
50 accordance with the obligations set forth in those such
51 sections. If authorized by the employee, Upon receipt of the
52 employee's authorization as provided for in s. 440.12(1)(a), the
53 carrier's obligation to pay compensation directly to the
54 employee is satisfied when the carrier directly deposits, by
55 electronic transfer or other means, compensation into the
56 employee's account at a financial institution or onto a prepaid
57 card in accordance with s. 440.12(1). As used in this paragraph,
58 the term "financial institution" means a financial institution
59 as defined in s. 655.005(1)(h). Compensation by direct deposit
60 or through the use of a prepaid card is considered paid on the
61 date the funds become available for withdrawal by the employee.

64
65 **T I T L E A M E N D M E N T**

66 Remove line 610 and insert:

67 An act relating to insurance; amending s. 440.12, F.S.;
68 authorizing payment of workers' compensation benefits on a
69 prepaid card in certain circumstances; amending s. 440.20, F.S.;
70 specifying when an insurer's obligation to pay workers'
71 compensation benefits is satisfied when payment is made on a
72 prepaid card; amending s. 624.402, F.S.; exempting

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Amendment No. 2A

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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: Economic Affairs Committee
2 Representative(s) Wood offered the following:

3
4 **Amendment to Amendment (1) by Representative Holder (with**
5 **title amendment)**

6 Between lines 196 and 197, insert:

7 Section 2. Paragraph (d) of subsection (8) of section
8 624.424, Florida Statutes, is amended to read:

9 624.424 Annual statement and other information.—

10 (8)

11 (d) An insurer may not use the same accountant or partner
12 of an accounting firm responsible for preparing the report
13 required by this subsection for more than 5 7 consecutive years.
14 Following this period, the insurer may not use such accountant
15 or partner for a period of 5 2 years, but may use another
16 accountant or partner of the same firm. An insurer may request
17 the office to waive this prohibition based upon an unusual
18 hardship to the insurer and a determination that the accountant
19 is exercising independent judgment that is not unduly influenced

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Amendment No.

20 by the insurer considering such factors as the number of
21 partners, expertise of the partners or the number of insurance
22 clients of the accounting firm; the premium volume of the
23 insurer; and the number of jurisdictions in which the insurer
24 transacts business.

25
26
27
28 -----

29 **T I T L E A M E N D M E N T**

30 Remove line 616 and insert:

31 a certificate of authority; amending s. 624.424; revising the
32 frequency that an insurer may use the same accountant or partner
33 to prepare an annual audited financial report; amending s.
34 626.207, F.S.; defining

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Bill No. HB 1087 (2011)

Amendment No. 3A

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: Economic Affairs Committee
2 Representative(s) Abruzzo offered the following:

3
4 **Amendment to Amendment (1) by Representative Holder (with**
5 **title amendment)**

6 Between lines 283 and 284, insert:

7 Section 3. Subsection (4) of section 626.8651, Florida
8 Statutes, is amended to read:

9 626.8651 Public adjuster apprentice license;
10 qualifications.—

11 (4) An applicant must have received designation as an
12 Accredited Claims Adjuster (ACA), as a Certified Adjuster (CA),
13 or as a Certified Claims Adjuster (CCA) after completion of
14 training that qualifies the applicant to engage in the business
15 of a public adjuster apprentice fairly and without injury to the
16 public. Such training and instruction must address adjusting
17 damages and losses under insurance contracts, the terms and
18 effects of insurance contracts, and knowledge of the laws of
19 this state relating to insurance contracts.

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Amendment No.

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T I T L E A M E N D M E N T

Remove line 625 and insert:

Insurance Code; amending s. 626.8651, F.S.; revising
requirements for a public adjuster apprentice license to add
additional designations; amending s. 627.4133, F.S.; changing
the

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Amendment No. **4A**

COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input checked="" type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
2 Representative(s) Nelson offered the following:

3
4 **Amendment to Amendment (1) by Representative Holder (with**
5 **title amendment)**

6 Between lines 522 and 523, insert:

7 Section 8. Section 627.9403, Florida Statutes, is amended
8 to read:

9 627.9403 Scope.—

10 (1) The provisions of this part shall apply to long-term
11 care insurance policies delivered or issued for delivery in this
12 state, and to policies delivered or issued for delivery outside
13 this state to the extent provided in s. 627.9406, by an insurer,
14 a fraternal benefit society as defined in s. 632.601, a health
15 maintenance organization as defined in s. 641.19, a prepaid
16 health clinic as defined in s. 641.402, or a multiple-employer
17 welfare arrangement as defined in s. 624.437. A policy which is
18 advertised, marketed, or offered as a long-term care policy and
19 as a Medicare supplement policy shall meet the requirements of

Amendment No. *4A*

20 this part and the requirements of ss. 627.671-627.675 and, to
21 the extent of a conflict, be subject to the requirement that is
22 more favorable to the policyholder or certificateholder. Except
23 as provided in subsection (2) with respect to the definition of
24 the term "guaranteed renewable", the provisions of this part
25 shall not apply to a continuing care contract issued pursuant to
26 chapter 651 and shall not apply to guaranteed renewable policies
27 issued prior to October 1, 1988.

28 (2) With respect to all policies of insurance covered
29 under this part whenever issued, the term "guaranteed renewable"
30 means the insured has the right to continue the policy in force
31 by the timely payment of premiums and the insurer has no
32 unilateral right to make any change in any provision of the
33 policy while the insurance is in force and cannot decline to
34 renew, except that rates may be revised by the insurer on a
35 class basis. The continuation or renewal of a guaranteed
36 renewable policy of insurance by the timely payment of required
37 premiums does not constitute the making or issuance of a new
38 policy of insurance for any purpose, including for purposes of
39 incorporating into the policy changes in the regulations or
40 legislation governing insurance policies.

41 (3) Any limited benefit policy that limits coverage to
42 care in a nursing home or to one or more lower levels of care
43 required or authorized to be provided by this part or by
44 commission rule is a type of long-term care insurance policy
45 that must meet all requirements of this part that apply to long-

Amendment No. *4A*

46 term care insurance policies, except ss. 627.9407(3)(c), (9),
47 (10)(f), and (12) and 627.94073(2).

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T I T L E A M E N D M E N T

53

Remove line 648 and insert:

54

motor vehicle insurance coverage; amending s. 627.9403 F.S.;

55

providing a meaning for "guaranteed renewable" as applied to

56

long term care insurance policies; clarifying the rights of the

57

insured and insurer; providing that continuation or renewal of a

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guaranteed renewable policy does not constitute making or

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issuance of a new policy of insurance for any purpose; creating

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s. 634.1711, F.S.; allowing

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COMMITTEE/SUBCOMMITTEE ACTION

ADOPTED	<input type="checkbox"/>	(Y/N)
ADOPTED AS AMENDED	<input type="checkbox"/>	(Y/N)
ADOPTED W/O OBJECTION	<input type="checkbox"/>	(Y/N)
FAILED TO ADOPT	<input type="checkbox"/>	(Y/N)
WITHDRAWN	<input checked="" type="checkbox"/>	(Y/N)
OTHER	<input type="checkbox"/>	

1 Committee/Subcommittee hearing bill: Economic Affairs Committee
 2 Representative(s) Nelson offered the following:

3
 4 **Amendment to Amendment (1) by Representative Holder (with**
 5 **title amendment)**

6 Between lines 522 and 523, insert:

7 Section 8. Subsections (4) and (7) of section 627.7295,
 8 Florida Statutes, are amended to read:

9 627.7295 Motor vehicle insurance contracts.-

10 (4) Where subsection (7) does not apply, the insurer may
 11 cancel the policy in accordance with this code except that,
 12 notwithstanding s. 627.728, an insurer may not cancel a new
 13 policy or binder during the first 60 days immediately following
 14 the effective date of the policy or binder except for nonpayment
 15 of premium. ~~unless the reason for the cancellation is the~~
 16 ~~issuance of a check for the premium that is dishonored for any~~
 17 ~~reason.~~

18 (7) A policy of private passenger motor vehicle insurance
 19 or a binder for such a policy may be initially issued in this

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20 state only if the insurer or agent has collected from the
21 insured an amount equal to 2 months' premium prior to the
22 effective date of such binder or policy. An insurer, agent, or
23 premium finance company may not, directly or indirectly, take
24 any action resulting in the insured having paid from the
25 insured's own funds an amount less than the 2 months' premium
26 required by this subsection. This subsection applies without
27 regard to whether the premium is financed by a premium finance
28 company or is paid pursuant to a periodic payment plan of an
29 insurer or an insurance agent. This subsection does not apply if
30 an insured or member of the insured's family is renewing or
31 replacing a policy or a binder for such policy written by the
32 same insurer or a member of the same insurer group. This
33 subsection does not apply to an insurer that issues private
34 passenger motor vehicle coverage primarily to active duty or
35 former military personnel or their dependents. This subsection
36 does not apply if all policy payments are paid pursuant to a
37 payroll deduction plan or an automatic electronic funds transfer
38 payment plan from the policyholder, ~~provided that the first~~
39 ~~policy payment is made by cash, cashier's check, check, or a~~
40 ~~money order~~. This subsection and subsection (4) do not apply if
41 all policy payments to an insurer are paid pursuant to an
42 automatic electronic funds transfer payment plan from an agent,
43 a managing general agent, or a premium finance company and if
44 the policy includes, at a minimum, personal injury protection
45 pursuant to ss. 627.730-627.7405; motor vehicle property damage
46 liability pursuant to s. 627.7275; and bodily injury liability
47 in at least the amount of \$10,000 because of bodily injury to,

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48 or death of, one person in any one accident and in the amount of
49 \$20,000 because of bodily injury to, or death of, two or more
50 persons in any one accident. This subsection and subsection (4)
51 do not apply if an insured has had a policy in effect for at
52 least 6 months, the insured's agent is terminated by the insurer
53 that issued the policy, and the insured obtains coverage on the
54 policy's renewal date with a new company through the terminated
55 agent.

56

57

58

59

T I T L E A M E N D M E N T

60

Remove line 648 and insert:

61

motor vehicle insurance coverage; amending s. 627.7295, F.S.;

62

changing requirements for the first payment of motor vehicle

63

insurance premiums under certain circumstances; creating s.

64

634.1711; allowing

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

HB 1351 : South Broward Drainage District, Broward County

Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

CS/CS/HB 1353 : Department of Highway Safety and Motor Vehicles

Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

CS/CS/HB 1363 : Department of Transportation

Temporarily Deferred

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

HB 1437 : Professional Practices Involving Animals

Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

HB 1489 : Sebring Airport Authority, Highlands County

Not Considered

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

HB 7089 : Enforcement of Immigration Laws

Favorable With Committee Substitute

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Frank Artiles		X			
Jim Boyd	X				
Chris Dorworth	X				
Brad Drake	X				
Doug Holder	X				
Evan Jenne		X			
Peter Nehr	X				
Bryan Nelson	X				
Jeanette Nuñez		X			
Steven Perman		X			
Ronald Renuart	X				
Kenneth Roberson	X				
Irving Slosberg		X			
Geraldine Thompson		X			
James Waldman		X			
Ritch Workman	X				
Dorothy Hukill (Chair)	X				
Total Yeas: 11		Total Nays: 7			

HB 7089 Amendments

Amendment 1

Adopted Without Objection

Amendment 2

Adopted Without Objection

Amendment 3

Adopted Without Objection

Amendment 4

Adopted Without Objection

Amendment 5

Adopted Without Objection

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7089 (2011)

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: Economic Affairs Committee
2 Representative(s) Snyder offered the following:

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

5 Between lines 574 and 575, insert:

6 Section 12. If any portion of this act is declared
7 unconstitutional or the application of any part of this act to
8 any person or circumstance is held invalid, the remaining
9 portions of the act and their applicability to any person or
10 circumstance shall remain valid and enforceable.

11 Section 13. The Legislature finds that ensuring that only
12 those who are authorized to work in the United States are
13 employed in this state is an overwhelming public necessity. The
14 Legislature finds that discouraging the presence of unauthorized
15 aliens in the state and enforcing immigration laws will promote
16 public safety and is an overwhelming public necessity.

17
18
19 -----

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7089 (2011)

Amendment No. 1

20

T I T L E A M E N D M E N T

21

Remove line 78 and insert:

22

States; providing a severability clause; providing findings;

23

providing effective dates.

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7089 (2011)

Amendment No. 2

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: Economic Affairs Committee
2 Representative(s) Snyder offered the following:

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

5 Remove lines 321-331 and insert:

6 (h)1. An employer registered with and participating in the
7 E-Verify system may not be held civilly liable in a cause of
8 action for the employer's:

9 a. Unlawful hiring of an unauthorized alien if the
10 information obtained in accordance with the E-Verify system
11 indicated that the employee's federal legal status allowed the
12 employer to hire the employee; or

13 b. Refusal to hire an individual if the information
14 obtained in accordance with the E-Verify system indicated that
15 the individual's federal legal status was that of an
16 unauthorized alien.

17 2. Any employer who properly complies with the E-Verify
18 system in good faith shall not be liable for any damages and
19 shall be immune from any legal cause of action brought by any

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7089 (2011)

Amendment No. 2

20 person or entity, including but not limited to former employees,
21 for use and reliance upon any incorrect information provided by
22 the E-Verify system when determining final action on an
23 employee's status.

24 3. An employer is considered to have complied with the
25 requirements of 8 U.S.C. s. 1324a(b), notwithstanding an
26 isolated, sporadic, or accidental technical or procedural
27 failure to meet the requirements, if there is a good faith
28 attempt to comply with the requirements.

31 **T I T L E A M E N D M E N T**

32 Remove lines 29-31 and insert:
33 for enforcement and penalties; providing that an employer is not
34 liable for hiring an employee or terminating an employee under
35 certain conditions; authorizing an

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7089 (2011)

Amendment No. 3

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: Economic Affairs Committee
2 Representative(s) Snyder offered the following:

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

5 Remove lines 391-401 and insert:

6 (b)1. A public employer registered with and participating
7 in the E-Verify system may not be held civilly liable in a cause
8 of action for the public employer's:

9 a. Unlawful hiring of an unauthorized alien if the
10 information obtained in accordance with the E-Verify system
11 indicated that the employee's federal legal status allowed the
12 public employer to hire the employee; or

13 b. Refusal to hire an individual if the information
14 obtained in accordance with the E-Verify system indicated that
15 the individual's federal legal status was that of an
16 unauthorized alien.

17 2. Any public employer who properly complies with the E-
18 Verify system in good faith shall not be liable for any damages
19 and shall be immune from any legal cause of action brought by

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7089 (2011)

Amendment No. 3

20 any person or entity, including but not limited to former
21 employees, for use and reliance upon any incorrect information
22 provided by the E-Verify system when determining final action on
23 an employee's status.

24 3. An public employer is considered to have complied with
25 the requirements of 8 U.S.C. s. 1324a(b), notwithstanding an
26 isolated, sporadic, or accidental technical or procedural
27 failure to meet the requirements, if there is a good faith
28 attempt to comply with the requirements.

29

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T I T L E A M E N D M E N T

33

34

Remove lines 48-50 and insert:

35

providing that a public employer is not liable for hiring an

36

employee or terminating an employee under certain conditions;

37

prohibiting public employers

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7089 (2011)

Amendment No. 4

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: Economic Affairs Committee
2 Representative(s) Snyder offered the following:

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

5 Remove lines 441-452 and insert:

6 (i)1. A contractor or subcontractor registered with and
7 participating in the E-Verify system may not be held civilly
8 liable in a cause of action for the contractor's or
9 subcontractor's:

10 a. Unlawful hiring of an unauthorized alien if the
11 information obtained in accordance with the E-Verify system
12 indicated that the employee's federal legal status allowed the
13 contractor or subcontractor to hire the employee; or

14 b. Refusal to hire an individual if the information
15 obtained in accordance with the E-Verify system indicated that
16 the individual's federal legal status was that of an
17 unauthorized alien.

18 2. Any contractor or subcontractor who properly complies
19 with the E-Verify system in good faith shall not be liable for

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7089 (2011)

Amendment No. 4

20 any damages and shall be immune from any legal cause of action
21 brought by any person or entity, including but not limited to
22 former employees, for use and reliance upon any incorrect
23 information provided by the E-Verify system when determining
24 final action on an employee's status.

25 3. An contractor or subcontractor is considered to have
26 complied with the requirements of 8 U.S.C. s. 1324a(b),
27 notwithstanding an isolated, sporadic, or accidental technical
28 or procedural failure to meet the requirements, if there is a
29 good faith attempt to comply with the requirements.

30

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34

T I T L E A M E N D M E N T

35

Remove lines 56-58 and insert:

36

providing that a certain contractors and subcontractors are not
37 liable for hiring an employee or terminating an employee under
38 certain conditions; providing for enforcement without

COMMITTEE/SUBCOMMITTEE AMENDMENT

Bill No. HB 7089 (2011)

Amendment No. 5

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: Economic Affairs Committee
2 Representative(s) Snyder offered the following:

3
4 **Amendment**

5 Remove lines 216-218 and insert:

6 homeowner entirely within a private residence;

7 3. That portion of labor and services provided to a person
8 or entity by a licensed independent contractor; or

9 4. An employee leasing company licensed pursuant to part
10 IX of chapter 468 which enters into a written agreement or
11 understanding with its client company which places the primary
12 obligation for compliance with this part upon its client
13 company. In the absence of a written agreement or understanding,
14 the contracting party, whether the licensed employee leasing
15 company or client company, which initially hires the leased
16 employee is responsible for the obligations set forth in this
17 part. Such employee leasing company shall, at all times, remain
18 an employer as otherwise specified by law.
19

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Appearances:

Babington, Adam - Vice President of Government Affairs (Lobbyist) - Information Only

Florida Chamber of Commerce
136 S Bronough St
Tallahassee FL 32301
Phone: (850)521-1200

Garzon, Lamza - Opponent

National Farm Workers Ministry
917 Dowd Avenue, Unit A
Orlando FL 32804
Phone: 386-801-1232

Amaya, Karla - Opponent

1132 Auvrn Apt. 106
Clearwater FL 33756

Bevis, Brewster (Lobbyist) - Opponent

Vice President, External Relations, Associated Industries of Florida
516 N. Adams St.
Tallahassee FL 32301
Phone: 850-224-7173

Casas, Manuel Gucora (General Public) - Information Only

Martin County SWER
14842 175th
Indiantown FL 34956
Phone: 772-323-1893

Cuevas-Neunder, Elizabeth (State Employee) - Proponent

President and CEO,
9001 Huntington Pointe Boulevard
Sarasota FL
Phone: 941-966-2820

Chagoya, Nayeli (General Public) - Information Only

Clearwater FL 33759

Chavez, Juan Pablo - Opponent

Sima Tampa
8325 NE 2nd Avenue
Miami FL
Phone: 727-902-6766

Copeland, Brant (General Public) - Information Only

Self
110 N. Adams Street
Tallahassee FL 32301
Phone: 850-222-4504

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Godinez-Samperto, Jose Manuel (General Public) - Opponent

Advocates for Immigrant and Refugee Rights (AIRR)

520 E. Georgia Street

Tallahassee FL 32303

Phone: 813-600-0004

Santos, Josafat De Los (General Public) - Opponent

1201 Seminole Boulevard, Apt. 171

Largo FL 33770

Phone: 727-288-4713

Hopkins, Sheila (Lobbyist) - Opponent

Florida Catholic Conference

201 W Park Ave

Tallahassee FL 32301-7715

Phone: (850)205-6826

Jennings, Cara - Opponent

822 N "C" Street

Lake Worth FL

Kateel, Subhash (General Public) - Opponent

Florida Immigrant Coalition

8325 NE 2nd Avenue

Miami FL 33138

Phone: 347-524-3374

Lopez-Gutierrez, Kevin (General Public) - Information Only

Martin County S.W.E.R.

11500 SW Kanner Highway

Indiantown FL 34956

Phone: 772-634-5620

Nava, Elizabeth (General Public) - Opponent

Immigrants

118 N. San Remo

Clearwater FL 33786

Phone: 727-510-9947

Ortiz, Maria - Proponent

APOYO Network/Latin Community

P.O. Box 20961

Tallahassee FL 32316

Phone: 850-879-2698

Parks, Ben (Lobbyist) - Information Only

Legislative Director, Florida Farm Bureau

315 South Calhoun Street #856

Tallahassee FL 32301

Phone: 850-222-2557

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Perez, Cecilia (General Public) - Opponent
917 Magnolia Drive
Clearwater FL 33756
Phone: 727-452-0951

Purvis, Lynne (General Public) - Opponent
Palm Beach County Coalition Immigrant Rights
822 North C St.
Lake Worth FL 33460
Phone: 561-588-9666

Ricci, Elizabeth - Opponent
self
2915 Kerry Forest Pkwy. #101
Tallahassee FL 32309
Phone: 850-224-4529

Romberg, Rabbi Jach (General Public) - Opponent
Jewish People
2215 Mahan Drive
Tallahassee FL 32301
Phone: 850-212-7676

Escamilla, Erika (General Public) - Opponent
Self - Business Owner
1893 Drew Street
Clearwater FL
Phone: 727-851-1104

Spratt, Jim - Director of Government Affairs (Lobbyist) - Opponent
Florida Nursery, Growers & Landscape Association
Tallahassee FL 32301
Phone: 407-383-7204

Stahl, Thomas (Lobbyist) - Opponent
Florida United Businesses Association
116 S Monroe Street
Tallahassee FL 32301
Phone: (850)681-6265

Vinent, Isabez - Deputy Director - Opponent
Florida Immigrant Coalition
1551 Woodbridge Lakes Circle
West Palm Beach FL 33406
Phone: 786-210-8287

Wood, Rebecca - Opponent
Palm Beach County Coalition for Immigrant Rights
1224 16th Ave. N.
Lake Worth FL 33460

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

Woodall, Karen (Lobbyist) - Opponent

Florida Center for Fiscal & Economic Policy

545 E. Tennessee Street

Tallahassee FL 32308

Phone: 850-321-9386

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM

COMMITTEE MEETING REPORT

Economic Affairs Committee

4/14/2011 9:00:00AM

Location: Reed Hall (102 HOB)

PCS for CS/HB 1043 : Citrus County

Favorable

	Yea	Nay	No Vote	Absentee Yea	Absentee Nay
Joseph Abruzzo	X				
Frank Artiles	X				
Jim Boyd	X				
Chris Dorworth	X				
Brad Drake	X				
Doug Holder	X				
Evän Jenne	X				
Peter Nehr	X				
Bryan Nelson	X				
Jeanette Nuñez	X				
Steven Perman	X				
Ronald Renuart	X				
Kenneth Roberson	X				
Irving Slosberg	X				
Geraldine Thompson	X				
James Waldman	X				
Ritch Workman	X				
Dorothy Hukill (Chair)	X				
Total Yeas: 18		Total Nays: 0			

Appearances:

England Jr, Arthur (Lobbyist) - Waive In Support
Citrus County Hospital Board
333 Avenue of Americas
Miami FL 33131
Phone: (305)632-4340

Gorrie, Jan (Lobbyist) - Waive In Opposition
Citrus Memorial Health Foundation
4221 Boy Scout Boulevard
Tampa FL 33607
Phone: (813)334-5288

Stillell, Clark A. - Waive In Opposition
Citrus Memorial Health Foundation
P. O. Box 250
Inverness FL 34451
Phone: 352-726-6767

Williams, Larry (Lobbyist) - Waive In Support
Citrus County Hospital Board
215 South Monroe Suite 601
Tallahassee FL 32301
Phone: (850) 521-1980

Committee meeting was reported out: Thursday, April 14, 2011 7:15:24PM