

Amendment No.

CHAMBER ACTION

Senate

House

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1 Representative Ford offered the following:

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3 **Amendment to Amendment (951461) (with title amendment)**

4 Between lines 3518 and 3519, insert:

5 Section 29. Subsection (7) of section 627.7295, Florida  
6 Statutes, is amended to read:

7 627.7295 Motor vehicle insurance contracts.—

8 (7) A policy of private passenger motor vehicle insurance  
9 or a binder for such a policy may be initially issued in this  
10 state only if the insurer or agent has collected from the  
11 insured an amount equal to 2 months' premium. An insurer, agent,  
12 or premium finance company may not directly or indirectly take  
13 any action resulting in the insured having paid from the  
14 insured's own funds an amount less than the 2 months' premium  
15 required by this subsection. This subsection applies without  
16 regard to whether the premium is financed by a premium finance  
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17 | company or is paid pursuant to a periodic payment plan of an  
18 | insurer or an insurance agent. This subsection does not apply if  
19 | an insured or member of the insured's family is renewing or  
20 | replacing a policy or a binder for such policy written by the  
21 | same insurer or a member of the same insurer group. This  
22 | subsection does not apply to an insurer that issues private  
23 | passenger motor vehicle coverage primarily to active duty or  
24 | former military personnel or their dependents. This subsection  
25 | does not apply if all policy payments are paid pursuant to a  
26 | payroll deduction plan or an automatic electronic funds transfer  
27 | payment plan from the policyholder, provided that the first  
28 | policy payment is made by cash, cashier's check, check, or a  
29 | money order, or pursuant to a payroll deduction plan  
30 | authorization that is irrevocable for the first 2 months of  
31 | policy payments. This subsection and subsection (4) do not apply  
32 | if all policy payments to an insurer are paid pursuant to an  
33 | automatic electronic funds transfer payment plan from an agent  
34 | or a managing general agent and if the policy includes, at a  
35 | minimum, personal injury protection pursuant to ss. 627.730-  
36 | 627.7405; motor vehicle property damage liability pursuant to s.  
37 | 627.7275; and bodily injury liability in at least the amount of  
38 | \$10,000 because of bodily injury to, or death of, one person in  
39 | any one accident and in the amount of \$20,000 because of bodily  
40 | injury to, or death of, two or more persons in any one accident.  
41 | This subsection and subsection (4) do not apply if an insured  
42 | has had a policy in effect for at least 6 months, the insured's  
43 | agent is terminated by the insurer that issued the policy, and

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44 the insured obtains coverage on the policy's renewal date with a  
45 new company through the terminated agent.

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

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Remove line 4754 and insert:

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verification of uniform mitigation verification forms; amending

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s. 627.7295, F.S.; providing an additional criterion for

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nonapplication of requirements for payments for private

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passenger motor vehicle insurance policies or binders; creating