Amendment No. (for drafter's use only)

CHAMBER ACTION

<u>Senate</u>   <u>House</u>

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1   Representative Rivera offered the following:

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3   **Amendment (with title amendment)**

4   On page 34, between lines 16 and 17, insert:

5   Section 16.   Subsection (1) of section 627.7282, Florida

6   Statutes, is amended to read:

7   627.7282   Notice of additional premium; cancellation upon

8   nonpayment.--

9   (1) Upon a determination by an insurer that, in accordance

10 with its rate filings and the applicable laws of this state

11 relating to private passenger motor vehicle insurance, a

12 policyholder has been charged a premium that is incorrect for

13 the coverage set forth in the insurance application, the insurer

14 shall ~~immediately~~ provide notice to the policyholder of the

15 amount of additional premium due to the insurer. Such notice may

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16 | be included with the initial policy form and state that the

17 | policyholder has the following options:

18 | (a) The policyholder has a period of 10 days, or a longer

19 | period if specified by the insurer, from receipt of the notice

20 | within which to pay the additional amount of premium due and

21 | thereby maintain the policy in full force under its original

22 | terms.

23 | (b) The policyholder has a period of 10 days, or a longer

24 | period if specified by the insurer, from receipt of the notice

25 | within which to cancel the policy and demand a refund of any

26 | unearned premiums.

27 | (c) If the policyholder fails to timely respond to the

28 | notice, the insurer shall cancel the policy and return any

29 | unearned premium to the insured. The date on which the policy

30 | will be canceled shall be stated in the notice and shall in no

31 | case be less than 14 days after the date of the notice.

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33 | ================ T I T L E   A M E N D M E N T ================

34 | On page 3, between lines 2 and 3, insert:

35 | amending s. 627.7282, F.S.; revising a provision relating to a

36 | required insurer notice to a policyholder of an incorrect

37 | premium charge;

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