



648292

LEGISLATIVE ACTION

Senate

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House

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Floor: 6/AD/3R

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05/01/2013 01:38 PM

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Senator Richter moved the following:

Senate Amendment (with title amendment)

Between lines 1851 and 1852

insert:

Section 44. Subsection (1) and paragraphs (a) and (b) of subsection (2) of section 627.744, Florida Statutes, are amended to read:

627.744 Required preinsurance inspection of private passenger motor vehicles.—

(1) A private passenger motor vehicle insurance policy providing physical damage coverage, including collision or comprehensive coverage, may not be issued in this state unless the insurer has inspected the motor vehicle in accordance with



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14 this section. Physical damage coverage on a motor vehicle may
15 not be suspended during the term of the policy due to the
16 applicant's failure to provide required documents. However,
17 payment of a claim may be conditioned upon the insurer's receipt
18 of the required documents, and physical damage loss occurring
19 after the effective date of coverage is not payable until the
20 documents are provided to the insurer.

21 (2) This section does not apply:

22 (a) To a policy for a policyholder who has been insured for
23 2 years or longer, without interruption, under a private
24 passenger motor vehicle policy that ~~which~~ provides physical
25 damage coverage on any vehicle, if the agent of the insurer
26 verifies the previous coverage.

27 (b) To a new, unused motor vehicle purchased or leased from
28 a licensed motor vehicle dealer or leasing company, if the
29 insurer is provided with:

30 1. A bill of sale or buyer's order or lease agreement that
31 ~~which~~ contains a full description of the motor vehicle,
32 ~~including all options and accessories;~~ or

33 2. A copy of the title or registration which establishes
34 transfer of ownership from the dealer or leasing company to the
35 customer and a copy of the window sticker ~~or the dealer invoice~~
36 ~~showing the itemized options and equipment and the total retail~~
37 ~~price of the vehicle.~~

38
39 ~~For the purposes of this paragraph, the physical damage coverage~~
40 ~~on the motor vehicle may not be suspended during the term of the~~
41 ~~policy due to the applicant's failure to provide the required~~
42 ~~documents. However, payment of a claim is conditioned upon the~~



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43 ~~receipt by the insurer of the required documents, and no~~
44 ~~physical damage loss occurring after the effective date of the~~
45 ~~coverage is payable until the documents are provided to the~~
46 ~~insurer.~~

47

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

49 And the title is amended as follows:

50 Delete line 197

51 and insert:

52 payment limitations; amending s. 627.744, F.S.;

53 revising and clarifying provisions relating to

54 required preinsurance inspections of private passenger

55 motor vehicles; amending s. 627.745, F.S.;