

26 certified for export. This per-policy fee must be itemized
 27 separately to the customer before purchase and enumerated in the
 28 policy.

29 Section 2. Subsections (3) through (6) of section 626.931,
 30 Florida Statutes, are renumbered as subsections (1) through (4),
 31 respectively, and present subsections (1), (2), and (5) of that
 32 section are amended to read:

33 626.931 ~~Agent affidavit and Insurer reporting~~
 34 ~~requirements.-~~

35 ~~(1) Each surplus lines agent that has transacted business~~
 36 ~~during a calendar quarter shall on or before the 45th day~~
 37 ~~following the calendar quarter file with the Florida Surplus~~
 38 ~~Lines Service Office an affidavit, on forms as prescribed and~~
 39 ~~furnished by the Florida Surplus Lines Service Office, stating~~
 40 ~~that all surplus lines insurance transacted by him or her during~~
 41 ~~such calendar quarter has been submitted to the Florida Surplus~~
 42 ~~Lines Service Office as required.-~~

43 ~~(2) The affidavit of the surplus lines agent shall include~~
 44 ~~efforts made to place coverages with authorized insurers and the~~
 45 ~~results thereof.-~~

46 (3)-(5) The department may waive the filing requirements
 47 described in subsections (1) ~~(3)~~ and (2) ~~(4)~~.

48 Section 3. Paragraph (a) of subsection (2) of section
 49 626.932, Florida Statutes, is amended to read:

50 626.932 Surplus lines tax.-

51 (2) (a) The surplus lines agent shall make payable to the
 52 department the tax related to each calendar quarter's business
 53 as reported to the Florida Surplus Lines Service Office, and
 54 remit the tax to the Florida Surplus Lines Service Office at the
 55 same time as the fee payment required ~~provided for the filing of~~
 56 ~~the quarterly affidavit,~~ under s. 626.9325 ~~s. 626.931~~. The
 57 Florida Surplus Lines Service Office shall forward to the
 58 department the taxes and any interest collected pursuant to
 59 paragraph (b), ~~within~~ after ~~of~~ receipt.

60 Section 4. Paragraph (d) of subsection (1) of section
 61 626.935, Florida Statutes, is amended to read:

62 626.935 Suspension, revocation, or refusal of surplus
 63 lines agent's license.—

64 (1) The department shall deny an application for, suspend,
 65 revoke, or refuse to renew the appointment of a surplus lines
 66 agent and all other licenses and appointments held by the
 67 licensee under this code, on any of the following grounds:

68 ~~(d) Failure to make and file his or her affidavit or~~
 69 ~~reports when due as required by s. 626.931.~~

70 Section 5. Subsection (4) of section 627.715, Florida
 71 Statutes, is amended to read:

72 627.715 Flood insurance.—An authorized insurer may issue
 73 an insurance policy, contract, or endorsement providing personal
 74 lines residential coverage for the peril of flood or excess
 75 coverage for the peril of flood on any structure or the contents

76 | of personal property contained therein, subject to this section.
 77 | This section does not apply to commercial lines residential or
 78 | commercial lines nonresidential coverage for the peril of flood.
 79 | An insurer may issue flood insurance policies, contracts,
 80 | endorsements, or excess coverage on a standard, preferred,
 81 | customized, flexible, or supplemental basis.

82 | (4) A surplus lines agent may export a contract or
 83 | endorsement providing flood coverage to an eligible surplus
 84 | lines insurer without making a diligent effort to seek such
 85 | coverage from three or more authorized insurers under s.
 86 | 626.916(1) (a). This subsection expires July 1, 2025 ~~2019~~, or on
 87 | the date on which the Commissioner of Insurance Regulation
 88 | determines in writing that there is an adequate admitted market
 89 | to provide coverage for the peril of flood consistent with this
 90 | section, whichever date occurs first. If there are fewer than
 91 | three admitted insurers on the date this subsection expires, the
 92 | number of declinations necessary to meet the diligent-effort
 93 | requirement shall be no fewer than the number of authorized
 94 | insurers providing flood coverage.

95 | Section 6. Paragraph (a) of subsection (1) of section
 96 | 629.401, Florida Statutes, is amended to read:

97 | 629.401 Insurance exchange.—

98 | (1) There may be created one or more insurance exchanges,
 99 | with one or more offices each, subject to such rules as are
 100 | adopted by the commission. For the purposes of this section, the

101 term "exchange" applies to any such insurance exchange proposed
102 or created under this section. The purposes of the exchange are:

103 (a) To provide a facility for the underwriting of:

104 1. Reinsurance of all kinds of insurance.

105 2. Direct insurance of all kinds on risks located entirely
106 outside the United States.

107 3. Surplus lines insurance for risks located in this state
108 eligible for export under s. 626.916 or s. 626.917 and placed
109 through a licensed Florida surplus lines agent subject to
110 compliance with ~~the provisions of~~ ss. 626.921, 626.922, 626.923,
111 626.924, 626.929, 626.9295, and 626.930, ~~and 626.931~~. With
112 respect to compliance with s. 626.924, the required legend may
113 refer to any coverage provided for by a security fund
114 established under paragraph (3)(d).

115 4. Surplus lines insurance in any other state subject to
116 the applicable surplus lines laws of such other state for risks
117 located entirely outside of this state.

118 Section 7. This act shall take effect July 1, 2019.