



764142

LEGISLATIVE ACTION

Senate

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House

The Committee on Commerce and Tourism (DiCeglie) recommended the following:

Senate Amendment (with title amendment)

Between lines 113 and 114

insert:

Section 3. Section 627.7288, Florida Statutes, is amended to read:

627.7288 Comprehensive coverage; deductible not to apply to motor vehicle glass; reimbursement rates.-

(1) The deductible provisions of any policy of motor vehicle insurance, delivered or issued in this state by an



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11 authorized insurer, providing comprehensive coverage or combined
12 additional coverage shall not be applicable to damage to the
13 windshield of any motor vehicle covered under such policy.

14 (2) Unless an authorized insurer has directly contracted
15 for different amounts with a motor vehicle repair shop, as
16 defined in s. 559.903, performing windshield replacement or
17 repair, or has established alternative reimbursement rates in a
18 motor vehicle insurance policy, every windshield replacement and
19 repair performed in this state under any policy of motor vehicle
20 insurance delivered or issued in this state by an authorized
21 insurer must be reimbursed as follows:

22 (a) Reimbursement for the replacement of a windshield at 85
23 percent of the rate published in the National Auto Glass
24 Specifications on the date the windshield replacement service
25 was performed. If the rate for a windshield is not published in
26 the National Auto Glass Specifications, the reimbursement rate
27 is the dealer retail price for the windshield.

28 (b) Reimbursement of labor costs related to replacement of
29 the windshield at a labor rate of \$85 per hour. Beginning July
30 1, 2024, the Department of Financial Services shall adjust the
31 labor rate established under this paragraph on July 1 of each
32 calendar year to reflect changes in the Consumer Price Index or
33 similar inflation indicator.

34 (c) Reimbursement for the number of labor hours required
35 for the replacement of the windshield at the rate published in
36 the National Auto Glass Specifications on the date the
37 windshield replacement service was performed.

38 (d) Reimbursement of the required kit or multiple kits for
39 windshield replacement paid at the rate of \$30 per kit, \$35 per



40 1.5 kits, or \$40 per 2 kits, with the total number of kits
41 required for the windshield replacement based on the
42 requirements published in the National Auto Glass Specifications
43 on the date the windshield replacement was performed.
44 Reimbursement for all other urethanes is \$15 per kit.

45 (e) Reimbursement for molding required for the replacement
46 of a windshield paid at the rate published in the National Auto
47 Glass Specifications on the date the windshield replacement
48 service was performed.

49 (f) Reimbursement for the repair of an existing windshield
50 at a rate of \$60 for the first area repaired and \$15 for the
51 second area repaired. There is no right to reimbursement for any
52 charges that exceed \$75 for any windshield repair.

53 (g) Reimbursement for windshield calibration in connection
54 with a windshield replacement at a rate of \$550 for static
55 calibration, \$450 for dynamic calibration, and \$700 for dual
56 calibration.

57 (3) An authorized insurer has an affirmative defense in any
58 action brought by a motor vehicle repair shop relating to
59 windshield repair or replacement reimbursements if the
60 authorized insurer reimbursed the motor vehicle repair shop
61 pursuant to subsection (2).

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

64 And the title is amended as follows:

65 Between lines 13 and 14

66 insert:

67 amending s. 627.7288, F.S.; requiring authorized
68 insurers to reimburse motor vehicle repair shops in a



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69 specified manner for performing windshield
70 replacements or repairs; providing exceptions;
71 requiring the Department of Financial Services to
72 annually adjust a certain labor rate, beginning on a
73 specified date; specifying that an authorized insurer
74 has an affirmative defense in proceedings relating to
75 windshield replacements and repairs under certain
76 circumstances;