

By Senator DiCeglie

18-00581-23

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1 A bill to be entitled
2 An act relating to motor vehicle liability policies;
3 amending s. 324.021, F.S.; revising the definition of
4 the term "motor vehicle liability policy" to include
5 certain policies issued by risk retention groups;
6 defining the term "risk retention group"; providing an
7 effective date.

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9 Be It Enacted by the Legislature of the State of Florida:

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11 Section 1. Subsection (8) of section 324.021, Florida
12 Statutes, is amended, and subsection (12) is added to that
13 section, to read:

14 324.021 Definitions; minimum insurance required.—The
15 following words and phrases when used in this chapter shall, for
16 the purpose of this chapter, have the meanings respectively
17 ascribed to them in this section, except in those instances
18 where the context clearly indicates a different meaning:

19 (8) MOTOR VEHICLE LIABILITY POLICY.—Any owner's or
20 operator's policy of liability insurance furnished as proof of
21 financial responsibility pursuant to s. 324.031, insuring such
22 owner or operator against loss from liability for bodily injury,
23 death, and property damage arising out of the ownership,
24 maintenance, or use of a motor vehicle in not less than the
25 limits described in subsection (7) and conforming to the
26 requirements of s. 324.151, issued by any insurance company
27 authorized to do business in this state or by a risk retention
28 group described in subsection (12). The owner, registrant, or
29 operator of a motor vehicle is exempt from providing such proof

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30 of financial responsibility if he or she is a member of the
31 United States Armed Forces and is called to or on active duty
32 outside this state or the United States, or if the owner of the
33 vehicle is the dependent spouse of such active duty member and
34 is also residing with the active duty member at the place of
35 posting of such member, and the vehicle is primarily maintained
36 at such place of posting. The exemption provided by this
37 subsection applies only as long as the member of the armed
38 forces is on such active duty outside this state or the United
39 States and the owner complies with the security requirements of
40 the state of posting or any possession or territory of the
41 United States.

42 (12) RISK RETENTION GROUP.—A risk retention group operating
43 in accordance with s. 627.943 or s. 627.944 which is rated "A"
44 or higher for financial strength and "VIII" or higher for
45 financial size category by A.M. Best Company and which only
46 provides commercial coverage for its members and shareholders.

47 Section 2. This act shall take effect July 1, 2023.