

BILL TRACKING UPDATE – AS OF 3.11.19

HB 733/SB 896/SB 1052: Motor Vehicle Insurance

Creates Responsible Roadways Act; revises security requirements & proof of such security for owners & operators of motor vehicles; repeals Florida Motor Vehicle No-Fault Law.

**SB 1052 is being heard in its first committee, which the sponsor of that bill chairs, on March 12th at 4pm.*

SB 76/HB 107 Use of Wireless Communications Devices While Driving

Prohibits a person from operating a motor vehicle while listening or talking on a wireless communication device.

Senate	House
Infrastructure & Security— <i>passed</i>	Transportation & Infrastructure
Innovation, Industry, and Technology— <i>passed 3.8.19</i>	Appropriations
Judiciary	State Affairs
Rules	

SB 122/HB PCS CJS 19-01: AOB

Revising certain attorney fee provisions in the Florida Insurance Code to specify that an insured or beneficiary entitled, under certain circumstances, to attorney fees under an insurance policy or contract must be a named insured or named beneficiary; providing that such right to attorney fees may not be assigned or extended by agreement, except to certain persons, etc.

Senate	House
Banking & Insurance— <i>passed 2.11.19</i>	Civil Justice— <i>passed 2.5.19</i>
Judiciary	
Rules	

SB 264/HB 537: Florida Workers' Compensation Joint Underwriting Association

Providing that certain dividends or premium refunds must be retained by the association's joint underwriting plan of insurers for future use, etc.

Senate	House
Banking & Insurance— <i>on agenda 3.11.19</i>	Insurance & Banking— <i>passed 2.20.19</i>
Finance & Tax	Gov't Operations & Technology
Appropriations	Commerce

HB 733/SB 896/SB 1052: Motor Vehicle Insurance

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SB 258/HB 879: Genetic Information Used for Insurance Purposes

Prohibiting life insurers and long-term care insurers, except under certain circumstances, from canceling, limiting, or denying coverage, or establishing differentials in premium rates, based on genetic information; prohibiting such insurers from taking certain actions relating to genetic information for any insurance purpose, etc.

Senate	House
Banking & Insurance— <i>on agenda 3.11.19</i>	Health Market Reform Subcommittee

Health Policy	Insurance & Banking
Rules	Health & Human Services

HB 301/SB 714: Insurance

Revises circumstances under which civil actions against insurers are prohibited; decreases amount of replacement cost in definition of "diligent effort," as used in Surplus Lines Law; expands circumstances under which insurers may offer discounts related to loss mitigation; limits attorney fees awarded in judgments against insurers; lowers maximum tax rate increase implemented by Citizens Property Insurance Corporation in Monroe County; specifies provisions on personal injury protection deductibles.

Senate	House
Banking & Insurance— <i>on agenda 3.11.19</i>	Insurance & Banking— <i>passed 2.13.19</i>
Judiciary	Civil Justice— <i>postponed 3.6.19</i>
Rules	Commerce

HB 311/SB 932: Autonomous Vehicles

Exempts autonomous vehicles & operators from certain prohibitions; provides that human operator is not required to operate fully autonomous vehicle; authorizes fully autonomous vehicle to operate regardless of presence of human operator; provides that automated driving system is deemed operator of autonomous vehicle operating with system engaged; authorizes Florida Turnpike Enterprise to fund & operate test facilities; provides requirements for operation of on-demand autonomous vehicle network.

Senate	House
Infrastructure & Security	Transportation & Infrastructure— <i>passed 3.6.19</i>
Transportation Appropriations	Transportation & Tourism
Appropriations	State Affairs

HB 337/SB 328: Jurisdiction of County Courts

Requires specified filing fees for appeals from certain county courts; increases jurisdictional limit for actions at law by county courts; provides county court civil filing fees for claims of specified value; provides for distribution of fees; provides that certain mediation fee is not applicable to certain appeals; authorizing certain defendants to demand that a court issue a ruling related to proper court venue; authorizes court to dismiss certain civil cases if specified criteria are met.

Senate	House
Judiciary— <i>passed 2.4.19</i>	Civil Justice
Infrastructure & Security	Justice Appropriations
Criminal & Civil Justice Appropriations	Judiciary
Appropriations	

SB 380: Homeowners' Insurance Policies

Revising circumstances under which insurers issuing homeowners' insurance policies must include a specified statement relating to flood insurance with the policy documents at initial issuance and renewals, etc.

Senate	House
Banking & Insurance— <i>passed 2.19.19</i>	Insurance & Banking— <i>passed 3.7.19</i>
Community Affairs	Government & Technology Appropriations
Rules	Commerce

HB 387/SB 538: Nonadmitted Insurance Markets

Extends the diligent effort exemption for flood insurance; repeals an agent affidavit requirement; deregulates the policy fee allowed to be charged by surplus lines agents.

Senate	House
Banking & Insurance— <i>passed 3.11.19</i>	Insurance & Banking— <i>passed 2.20.19</i>
Finance & Tax	Commerce— <i>passed 3.5.19</i>
Appropriations	

SB 496/HB 429: Insurance Guaranty Associations

Authorizing the Florida Insurance Guaranty Association to authorize certain employees to adjust losses for the association; revising the assessments levied by the Office of Insurance Regulation on workers' compensation insurers; requiring such insurers to recoup the assessments by applying a certain surcharge percentage to certain policies, etc.

Senate	House
Banking & Insurance— <i>passed 3.4.19</i>	Insurance & Banking— <i>passed 2.13.19</i>
Agriculture & Gov't Appropriations	Government Appropriations
Appropriations	Commerce

SB 426/ HB : Firefighters

Granting certain benefits to a firefighter upon receiving a diagnosis of cancer if certain conditions are met; requiring an employer to make certain disability payments to a firefighter in the event of a total and permanent disability; providing for death benefits to a firefighter's beneficiary if a firefighter dies as a result of cancer or cancer treatments, etc.

Senate	House
Government Oversight— <i>passed 2.19.19</i>	Oversight, Transparency & Public Management
Community Affairs— <i>passed 3.5.19</i>	Appropriations
Appropriations	State Affairs

HB 673/SB 626: Insurer Guaranty Associations

Requires Florida Health Maintenance Organization Consumer Assistance Plan to levy assessments against member HMOs for long-term care insurances impairments & insolvencies; revises board composition, duties, rights of Florida Life & Health Insurance Guaranty Association's; requires assessments to be deposited into Florida Life and Health Insurance Guaranty Association's health insurance account; authorizes FLHIGA to file rate & premium increases.

Senate	House
Banking & Insurance— <i>passed 3.4.19</i>	Insurance & Banking— <i>passed 3.7.19</i>
Agriculture & Government Appropriations	Government Operations Appropriations
Appropriations	Commerce

HB 725/SB 660: Commercial Motor Vehicles

Repeals assistive truck platooning technology pilot project; revises provisions relating to platoon vehicle operation, commercial motor vehicle safety regulations & penalties, apportionable vehicle requirements, certain license plate fees, vehicles registered under International Registration Plan, & theft of certain commercial cargo; authorizes DHSMV to partner with tax collector to conduct Fleet Vehicle Temporary Tag pilot program.

Senate	House
Infrastructure & Security	Transportation & Infrastructure— <i>passed 3.6.19</i>
Transportation Appropriations	Transportation Appropriations
Appropriations	State Affairs

HB 323/SB 754: Motor Vehicle Insurance Coverage for Windshield Glass

Prohibiting motor vehicle repair shops or their employees from offering anything of value to a customer in exchange for making an insurance claim for motor vehicle glass replacement or repair, including offers made through certain persons, etc.

Senate	House
Banking & Insurance— <i>on agenda 3.11.19</i>	Insurance & Banking— <i>passed 2.13.19</i>
Commerce & Tourism	Civil Justice
Rules	Commerce

HB 17/SB 1320: Tort Reform/Damages Recoverable for Health Care Costs

Provides procedures for use in specified products liability actions; specifies seller is not liable for unreasonable misuse of product; authorizes reduction of damage for misuse of products; provides trier of fact may apportion in such cases; provides guidelines for determining when misused product may be considered to be defective; provides for calculation of damages; specifies that certain contracts are not subject to discovery or disclosure in certain actions; limits amount of damages in certain actions involving liens or subrogation claims by certain payors; limits noneconomic damages in civil actions; provides jury may not be informed of such limit./ Requiring that certain evidence of the usual and customary rates for health care services, procedures, or equipment be introduced at trial under specified circumstances in personal injury or wrongful death actions for certain claims of damages, etc.

Senate	House
Judiciary	Civil Justice— <i>passed 3.6.19</i>
Health Policy	Commerce
Rules	Judiciary

HB 355/SB 862: Dangerous Instrumentality Doctrine

Specifies factors to be considered by court in determining, as matter of law, whether instrumentality is dangerous instrumentality; provides that special equipment for which lessee maintains specified insurance is not dangerous instrumentality; provides that lessor may be liable for damages in specified circumstances; provides that person is not liable for any injury, death, or damage caused by dangerous instrumentality unless person had direct custody & control over instrumentality at time of injury, death, or damage.

Senate	House
Banking & Insurance	Civil Justice— <i>passed 3.6.19</i>
Judiciary	Insurance & Banking
Rules	Judiciary