

# Legislative Update

July 2022



- Creates a Reinsurance to Assist Policyholders (RAP) program within the Florida Hurricane Catastrophe Fund.
- Funds the My Safe Florida Home Program until October of 2024. The program will provide a \$2 to \$1 matching grant up to \$10,000 for mitigation features on homes with a replacement cost value of less than \$500K located in a wind born debris region.
- Requires that prohibited advertisements in Ch. 489 F.S., include three disclosures in a certain font size that advise consumers about certain acts of insurance fraud.
- Requires that a claimant must establish that an insurer has breached the contract in order to prevail in a claim for extracontractual damages in bad faith.
- Prohibits attorney fees from being assigned or transferred to a third party (AOB).
- Allows for an optional roof deductible that is the lesser of 2% of coverage A or 50% the cost to replace the roof.

- Prohibits an insurer from refusing to insure or non-renew a roof less than 15 years in age solely because of the age of the roof.
- Requires that Insurers must inspect a non-hurricane loss within 45 days from notice of loss. Within 7 days of assigning an adjuster an insurer must provide upon request information relating to the adjuster assigned.
- Allows insurers to receive fees for suits dismissed for failure of the claimant to file a pre suit notice.
- Establishes a rare and exceptional standard for the attorney fee multiplier to apply in property suits.
- Clarifies what services fall under an AOB and requires the pre suit notice to be sent to the address outlined in the policy documents.
- Provides that a roof that was built, repaired or replaced in compliance with the requirements of the 2007 Florida Building Code or any subsequent editions of the Florida Building Code and has more than 25% damage that only the damaged portion of the roof must be repaired or replaced.