



FLORIDA OFFICE OF INSURANCE REGULATION

FINANCIAL SERVICES
COMMISSION

RON DESANTIS
GOVERNOR

JIMMY PATRONIS
CHIEF FINANCIAL OFFICER

ASHLEY MOODY
ATTORNEY GENERAL

NICOLE "NIKKI" FRIED
COMMISSIONER OF
AGRICULTURE

Financial Services Commission Office of Insurance Regulation Regulatory Plan, FY 2020-21

Plans for FY 2020-21

This regulatory plan has been prepared by the Office of Insurance Regulation ("Office") in accordance with section 120.74, Florida Statutes ("F.S."), for the 2020-21 Fiscal Year.

A. Rulemaking Necessitated by Changes to the Florida Statutes Pursuant to Section 120.74(1)(a), F.S.

Pursuant to section 120.74, F.S., the Office has reviewed the legislation passed in the 2020 Regular Session and has determined that the following revisions will need to be made to the Florida Administrative Code.

The Office believes that Chapters 2020-51, 2020-54, 2020-63, 2020-87, 2020-155, 2020-159, and 2020-177, Laws of Florida, can be implemented without additional rulemaking. The text of the chapters provides sufficient clarity to allow for implementation.

No other legislation from the 2020 Regular Session either mandates or necessitates additional rulemaking by the Financial Services Commission ("Commission").

B. Additional Rulemaking Pursuant to Section 120.74(1)(b), F.S.

Statute	Rule Number	Title	Reason for Action
624.307(1), 624.319, 624.324	69N-121.066	Informal Conferences	Delete obsolete, unnecessary, or redundant rule provisions

Statute	Rule Number	Title	Reason for Action
624.307(1), 626.9651	69O-128.006	Annual Privacy Notice to Customers Required.	Clarify and simplify
624.307(1), 624.34, 624.401, 624.404, 624.407, 624.413, 624.422, 624.501, 626.7451(11), 628.161, 628.907	69O-136.002	Foreign and Alien Insurers Filing for a Certificate of Authority	Delete obsolete, unnecessary, or redundant rule provisions
624.307(1), 624.34, 624.422, 624.501, 626.913, 626.918	69O-136.004	Surplus Lines	Clarify and simplify
624.307(1), 624.34, 624.401, 624.404, 624.407, 624.413, 624.422, 624.501, 626.7451(11), 628.051	69O-136.006	Domestic Insurers Filing for an Application for Permit	Delete obsolete, unnecessary, or redundant rule provisions
624.307(1), 624.34, 624.401, 624.404, 624.407, 624.411, 624.413, 624.414(1), 624.422, 624.466, 624.501, 625.306, 628.041, 628.6011, 628.051, 628.061, 628.071, 628.081, 628.091, 628.121, 628.151, 628.161, 628.171, 628.221, 628.231, 628.251, 628.261, 628.451, 628.461, 628.4615, 628.471, 629.071, 629.081, 629.091,	69O-136.011	Domestic Insurers Filing for a Certificate of Authority	Clarify and simplify

Statute	Rule Number	Title	Reason for Action
629.101, 629.121, 629.131, 629.181			
624.307(1), 624.34, 624.401, 624.404, 624.413, 624.422, 624.462, 624.466, 624.501, 626.913, 628.6011, 628.051, 628.061	69O-136.012	Forms Adopted	Delete obsolete, unnecessary, or redundant rule provisions
624.09, 624.307(1), 624.404, 624.408, 624.413, 624.414, 624.416(4), 624.501(20), 624.610(11), 627.6488(1)	69O-136.015	Procedure to Amend an Existing Certificate of Authority to Add a New Line of Business	Clarify and simplify
624.402(8)	69O-136.018	Determination of Eligibility to Operate as an Alien Insurer in Florida Pursuant to Section 624.402(8), F.S.	Clarify and simplify
624.307(1), (3), 624.318, 624.321, 626.611(14), 627.948	69O-136.031	Registration as a Purchasing Group	Clarify and simplify
624.307(1), (3), 624.318, 624.321, 624.404(3)(a), 624.413, 627.943, 627.944, 628.051, 628.061	69O-136.032	Registration as a Risk Retention Group	Clarify and simplify

Statute	Rule Number	Title	Reason for Action
624.307(1), 624.316(2)(b), 624.321(1)(a), 624.34, 624.401, 624.404, 624.407, 624.413, 624.422, 624.501, 626.9891, 628.161, 628.907	69O-136.034	Uniform Certificate of Authority Expansion Application	Clarify and simplify
624.424(1)	69O-137.001	Annual and Quarterly Reporting Requirements	Clarify and simplify
624.307(1), 624.418, 624.4211, 624.424(6), 627.062, 627.171, 627.331	69O-137.008	Filing of Statistical and Quarterly Reports for Individually Rated Risks and Excess Rates	Clarify and simplify
624.307(1), 624.319, 624.424, 627.7019	69O-142.015	Standardized Requirements Applicable to Insurers After Hurricanes or Natural Disasters	Clarify and simplify
624.307(1), 624.307(3), 624.317, 624.321, 624.34, 624.404, 624.413, 624.424(6), 624.501, 624.5091, 628.051, 628.061, 628.461	69O-143.056	Acquisition of Controlling Stock	Clarify and simplify

Statute	Rule Number	Title	Reason for Action
624.307(1), (2), (3), (5), 624.316, 624.317, 624.318, 624.321, 624.324, 624.34, 624.401, 624.404, 624.413, 624.424(6), 624.501(1)(a), 628.051, 628.061, 628.520, 628.801	69O-143.061	Redomestication Procedure	Clarify and simplify
641.36	69O-191.021	Scope	Delete obsolete, unnecessary, or redundant rule provisions
641.21, 641.22, 641.29(1)	69O-191.027	Application for Certificate of Authority	Clarify and simplify
641.21(1)(d)	69O-191.028	Standards for Fingerprint Cards for New Applicants and Acquisition Applications	Delete obsolete, unnecessary, or redundant rule provisions
624.424, 641.26(1)	69O-191.075	Annual and Quarterly Reports	Clarify and simplify
641.29	69O-191.085	Fees	Clarify and simplify
628.4615	69O-191.097	Change of Ownership	Delete obsolete, unnecessary, or redundant rule provisions
624.424, 627.410(6), (7), 627.413(4), 627.4145,	69O-191.107	Prescribed Forms	Delete obsolete, unnecessary, or

Statute	Rule Number	Title	Reason for Action
627.6699(12), 627.6735, 627.682, 627.9407(2), 628.4615, 641.19(13)(d), 641.21(1), 641.26(1), (2), 641.29			redundant rule provisions
624.436	69O-192.001	Purpose and Scope	Delete obsolete, unnecessary, or redundant rule provisions
624.438, 624.439	69O-192.008	General Eligibility	Clarify and simplify
624.442	69O-192.048	Annual Report	Clarify and simplify
624.424, 624.439, 624.442, 628.4615	69O-192.058	Forms Incorporated by Reference	Clarify and simplify
651.0215, 651.022, 651.023, 651.024, 651.0245, 651.0246	69O-193.003	Applications and Management Change	Clarify and simplify
651.026, 651.0261	69O-193.005	Monthly, Quarterly, and Annual Reports	Clarify and simplify
651.026, 651.035	69O-193.050	Minimum Liquid Reserve Requirement	Clarify and simplify
651.023, 651.035	69O-193.053	Waiver of Minimum Liquid Reserves	Clarify and simplify
641.403	69O-194.001	Scope	Delete obsolete, unnecessary, or

Statute	Rule Number	Title	Reason for Action
			redundant rule provisions
641.402(1), 641.405, 641.406, 641.418, 641.42, 641.441, 641.515	69O-194.002	Definitions	Clarify and simplify
641.405, 641.406	69O-194.003	Application	Clarify and simplify
641.42, 641.405, 641.406, 641.408, 641.421	69O-194.005	Prepaid Health Clinic Contract	Clarify and simplify
641.41	69O-194.009	Reporting Requirements	Clarify and simplify
641.412	69O-194.010	Fees	Clarify and simplify
624.424, 624.501(26), 641.402, 641.405, 641.41, 641.416	69O-194.030	Forms Incorporated by Reference	Delete obsolete, unnecessary, or redundant rule provisions
624.307(1), 627.848	69O-196.001	Standard Cancellation Notice	Clarify and simplify
624.424, 627.828	69O-196.005	Filing Surety Bond in Lieu of Net Worth	Clarify and simplify
624.424, 627.836	69O-196.007	Annual Reports	Clarify and simplify
624.307(1), 624.424, 624.80, 624.81, 627.828, 627.829, 627.832, 627.834,	69O-196.009	Other Reports and Corrective Action Plans	Clarify and simplify

Statute	Rule Number	Title	Reason for Action
627.836, 627.849, 628.4615			
624.321(1)(a), 624.424, 627.828, 627.829, 627.836, 627.845, 628.4615	69O-196.015	Forms Incorporated by Reference	Clarify and simplify
624.124, 626.753, 626.794, 626.838, 626.9541, 627.832, 627.8405	69O-196.020	Premium Financing of Products Not Regulated by the Insurance Code and Related Unfair Trade Practices Prohibited.	Clarify and simplify
624.424, 626.9541(1)(a), 627.734, 627.8405	69O-196.021	Disclosure Requirements for Insurance Coverages Financed with Personal Injury Protection	Clarify and simplify
624.307(1), 626.621(12), Ch. 627 Part XV	69O-196.023	Insurance Agent Penalties	Delete obsolete, unnecessary, or redundant rule provisions
624.307(1), 624.424, 627.845, 626.9541(1)(a)	69O-196.025	Statement of Account; Receipts	Delete obsolete, unnecessary, or redundant rule provisions
624.307(1), 624.424, 627.828, 627.834, 627.836, 627.838, 627.840, 627.8405, 627.841, 627.844, 627.845, 627.848, 627.849	69O-196.035	Required Books and Records	Clarify and simplify

Statute	Rule Number	Title	Reason for Action
634, Part III	69O-198.001	Purpose	Delete obsolete, unnecessary, or redundant rule provisions
634.409, 634.413	69O-198.002	Scope	Delete obsolete, unnecessary, or redundant rule provisions
634.406(1), (3), (4), 634.4165	69O-198.005	Financial Requirements	Clarify and simplify
624.424, 634.408	69O-198.010	License Continuance	Delete obsolete, unnecessary, or redundant rule provisions
634.407	69O-198.011	Application for and Issuance of License	Clarify and simplify
624.424, 634.415	69O-198.012	Annual Statement	Clarify and simplify
634.405, 634.407, 634.408, 634.4085, 634.415	69O-198.015	Forms Incorporated by Reference	Delete obsolete, unnecessary, or redundant rule provisions
634, Part II	69O-199.001	Purpose and Scope	Delete obsolete, unnecessary, or redundant rule provisions
634.3077	69O-199.005	Financial Requirements Regarding the Funded, Unearned Premium Reserve Account	Clarify and simplify

Statute	Rule Number	Title	Reason for Action
624.424, 634.304, 634.306, 634.3073	69O-199.008	General Eligibility Requirements	Clarify and simplify
624.424, 634.307	69O-199.010	License Renewal	Delete obsolete, unnecessary, or redundant rule provisions
624.307(1), 624.424, 634.313	69O-199.012	Annual Statement	Clarify and simplify
624.424, 634.306, 634.3073, 634.3077, 634.313, 634.315	69O-199.015	Forms Incorporated by Reference	Delete obsolete, unnecessary, or redundant rule provisions
624.307(1), 634, Part I	69O-200.001	Purpose and Scope	Delete obsolete, unnecessary, or redundant rule provisions
634.011	69O-200.002	Definitions	Delete obsolete, unnecessary, or redundant rule provisions
634.021	69O-200.004	Qualification to Obtain and Hold a License	Clarify and simplify
634.041	69O-200.006	Contractual Liability Insurers	Clarify and simplify
634.1213	69O-200.011	Disapproval of Forms	Clarify and simplify
634.141, 634.416	69O-200.014	Exemption Financial Examination	Delete obsolete, unnecessary, or redundant rule provisions

Statute	Rule Number	Title	Reason for Action
634.041, 634.061, 634.071, 624.501, 634.161, 634.252	69O-200.015	Forms Incorporated by Reference	Clarify and simplify
624.307(1), 642	69O-201.001	Purpose and Scope	Delete obsolete, unnecessary, or redundant rule provisions
624.307(1), 625.051, 642.023, 642.032	69O-201.005	Financial Requirements Regarding the Unearned Premium Reserve Liability Account and the Deposit or Bond	Clarify and simplify
624.307(1), 624.404, 628.4615, 642.019, 642.032	69O-201.008	General Eligibility Requirements	Clarify and simplify
624.307(1), 624.416, 624.424, 642.0301, 642.032	69O-201.010	License Continuance	Delete obsolete, unnecessary, or redundant rule provisions
624.307(1), 624.416, 624.424, 642.0301, 642.032	69O-201.012	Annual Statement and Quarterly Reports	Clarify and simplify
624.307(1), 642.021, 642.023, 642.032	69O-201.015	Forms Incorporated by Reference	Delete obsolete, unnecessary, or redundant rule provisions
624.307(1), 627.481	69O-202.001	Purpose and Scope	Delete obsolete, unnecessary, or redundant rule provisions

Statute	Rule Number	Title	Reason for Action
624.307(1), 624.321(1), 627.481	69O-202.005	Notification of Acquisition, Merger and Name Change	Delete obsolete, unnecessary, or redundant rule provisions
624.307(1), 627.481	69O-202.008	General Eligibility Requirements	Clarify and simplify
624.307, 624.307(1), 627.481	69O-202.012	Annual Statements	Clarify and simplify
624.307(1), 624.424, 627.481	69O-202.015	Forms Incorporated by Reference	Delete obsolete, unnecessary, or redundant rule provisions
636	69O-203.010	Scope	Delete obsolete, unnecessary, or redundant rule provisions
636.003, 636.008, 636.009, 636.015, 636.016	69O-203.013	Definitions for the Purpose of These Rules	Clarify and simplify
636.007, 636.008, 636.009	69O-203.020	Application for Certificate of Authority	Clarify and simplify
636.007, 636.008	69O-203.021	Standards for Fingerprint Cards for New Applicants and Acquisition Applications	Delete obsolete, unnecessary, or redundant rule provisions
636.009	69O-203.065	Reinsurance (Excess Loss Insurance)	Clarify and simplify
636.009(1)(f), 636.043, 636.058	69O-203.070	Annual and Quarterly Reports	Clarify and simplify

Statute	Rule Number	Title	Reason for Action
636.057	69O-203.078	Fees	Clarify and simplify
636.065, 628.4615	69O-203.093	Change of Ownership	Delete obsolete, unnecessary, or redundant rule provisions
624.321(1)(a), 624.424, 636.005, 636.008, 636.009, 636.012, 636.043	69O-203.100	Prescribed Forms	Delete obsolete, unnecessary, or redundant rule provisions
624.424, 636.204, 636.218, 636.220, 636.226, 636.228, 636.234, 636.236	69O-203.210	Forms Incorporated by Reference	Clarify and simplify

C. Update on Rulemaking Necessitated by Changes to the Florida Statutes from the 2019-20 Regulatory Plan Pursuant to Section 120.74(1)(c), F.S.

Chapter 2018-131, Laws of Florida, made substantial changes to section 628.4615, F.S. Section 628.4615(11), F.S., was amended to allow a person to rebut a presumption of control by filing a disclaimer of control with the Office on a form prescribed by the Commission. Initially, the Office planned to develop and incorporate forms in Rule 69O-207.004, Florida Administrative Code (“F.A.C.”), to implement this subsection. The Office published a Notice of Rule Development on November 1, 2018, in Volume 44, No. 214, of the Florida Administrative Register. Subsequently, the Office determined the disclaimer of control should be part of an application to acquire a specialty insurer that will comprise Rule 69O-136.090, F.A.C. The Office plans on publishing a Notice of Rule Development before the end of 2020. The Office anticipates publishing a Notice of Proposed Rule in the beginning of 2021.

Financial Services Commission
Office of Insurance Regulation

Regulatory Plan Certification

By execution of this Certification, the undersigned hereby certifies that this Regulatory Plan has been reviewed. Further, the undersigned verifies that the Office of Insurance Regulation regularly reviews all of its rules to determine if they are consistent with the Office's rulemaking authority and the laws implemented. The period during which all rules have most recently been reviewed to determine if the rules remain consistent with the agency's rulemaking authority and the laws implemented: on an ongoing basis.

Anoush Arakalian Brangaccio
ANOUSH ARAKALIAN BRANGACCIO
General Counsel
Office of Insurance Regulation

David Altmaier

DAVID ALTMAIER, Commissioner
Office of Insurance Regulation